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Title 3—The President

EXECUTIVE ORDER 11850

Renunciation of Certain Uses in War of Chemical Herbicides and Riot Control Agents

The United States renounces, as a matter of national policy, first use of herbicides in war except use, under regulations applicable to their domestic use, for control of vegetation within U.S. bases and installations or around their immediate defensive perimeters, and first use of riot control agents in war except in defensive military modes to save lives such as:

(a) Use of riot control agents in riot control situations in areas under direct and distinct U.S. military control, to include controlling rioting prisoners of war.

(b) Use of riot control agents in situations in which civilians are used to mask or screen attacks and civilian casualties can be reduced or avoided.

(c) Use of riot control agents in rescue missions in remotely isolated areas, of downed aircrews and passengers, and escaping prisoners.

(d) Use of riot control agents in rear echelon areas outside the zone of immediate combat to protect convoys from civil disturbances, terrorists and paramilitary organizations.

I have determined that the provisions and procedures prescribed by this Order are necessary to ensure proper implementation and observance of such national policy.

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States of America by the Constitution and laws of the United States and as Commander-in-Chief of the Armed Forces of the United States, it is hereby ordered as follows:

SECTION 1. The Secretary of Defense shall take all necessary measures to ensure that the use by the Armed Forces of the United States of any riot control agents and chemical herbicides in war is prohibited unless such use has Presidential approval, in advance.

SEC. 2. The Secretary of Defense shall prescribe the rules and regulations he deems necessary to ensure that the national policy herein announced shall be observed by the Armed Forces of the United States.

Gerald R. Ford

THE WHITE HOUSE,
April 8, 1975.

[FR Doc.75-9504 Filed 4-8-75;3:31 pm]

rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

Title 5—Administrative Personnel

CHAPTER I—CIVIL SERVICE COMMISSION

PART 213—EXCEPTED SERVICE

Federal Energy Administration

Section 213.3388 is amended to reflect the following title change from: Confidential Secretary (Stenography) to the General Counsel to Confidential Assistant (Secretary) to the General Counsel.

Effective on April 10, 1975, § 213.3388 (e)(2) is amended as set out below.

§ 213.3388 **Federal Energy Administration.**

* * * * *

(e) *Office of the General Counsel.* * * *

(2) One Confidential Assistant (Secretary) to the General Counsel.

(5 U.S.C. secs. 3301, 3302, E.O. 10577, 3 CFR 1954–58 Comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.75-9290 Filed 4-9-75;8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Airworthiness Docket No. 75–WE–19–AD; Amdt. 39–2162]

PART 39—AIRWORTHINESS DIRECTIVES

Hughes 269 Series Helicopters Including Military TH–55A Helicopters

Pursuant to the authority delegated to me by the Administrator (31 FR 13697), an airworthiness directive was adopted on March 6, 1975, and made effective immediately by airmail letters to all known United States operators or owners of Hughes 269 series helicopters, including military TH–55A helicopters equipped with certain part numbered linear clutch actuators. In addition, the directive was made effective immediately to all operators who had accomplished the inspections and replacements of defective screws in accordance with the procedures in Hughes Service Information Notice No. N–126, dated February 24, 1975. The directive was made effective immediately due to hydrogen embrittlement failures of a certain type of retainer screw which internally secure the clutch actuator lug to the housing. The directive requires partial disassembly of the clutch actuator, inspection for possible defective retainer screws, and, if necessary, replacement of defective screws, and identification of the actuator to indicate compliance with the directive.

Since it was found that immediate corrective action was required, notice and public procedure thereon was impracticable and contrary to the public interest and good cause existed for making the airworthiness directive effective immediately as to all known U.S. operators or owners of Hughes 269 series helicopters and military TH–55A helicopters by individual airmail letters dated March 7, 1975. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

HUGHES HELICOPTERS. Applies to Hughes 269 series helicopters certificated in all categories, including military model TH–55A, which are equipped with linear clutch actuators, P/N DL 1020M81C(12V), 269A4564, or DL 1020M82C(28V), including those helicopters on which Hughes Service Information Notice No. N–126, dated February 24, 1975, has been accomplished.

(A) Prior to further flight, unless previously accomplished, remove the actuator and cover at the lug end of the linear clutch actuator in accordance with Hughes 269 series Maintenance Manual of Instructions, issued April 1973, Revision No. 2, January 1, 1974.

(A)(1) Visually identify the markings on the four number 4–40 Allen screw heads which secure the lug to the housing. If any retainer screw has a single band of vertical lines around the outside diameter of the raised head, mutilate and discard the screw. Replace any retainer screw having such vertical lines with new screws having either of the following part numbers, and torque to five to seven inch-pounds: New Ny-Lock P/N P60HS440–12C or new Simmonds P/N S6370CESCS4–12.

(A)(2) Operators who have complied with paragraph "d", per Hughes Service Information Notice No. N–126, dated February 24, 1975, by installing these new screws, are not required to repeat the replacement of the new screws if the procedures of paragraph (A)(1) of this AD have been followed.

(A)(3) If the identifying markings on the outside diameter of the raised head consist of any thing other than the single band of vertical lines, such as cross hatched band, double band of vertical lines, etc., the retainer screws need not be replaced.

(B) After complying with paragraphs (A)(1), (A)(2), and (A)(3), as applicable, identify the actuators by hand impression stamping the letter "B" on the bottom line of the actuator data plate.

(C) Reassemble and install the actuator in accordance with the Hughes Maintenance Manual of Instructions.

(D) Record inspections and modifications per this AD in aircraft maintenance records in accordance with FAR 43.9.

(E) Helicopters may be flown to a base where maintenance may be performed to comply with this AD per FAR's 21.197 and 21.199.

(F) Equivalent inspection and modification procedures may be approved by the Chief, Aircraft Engineering Division, FAA Western Region."

This amendment is effective April 14, 1975, for all persons except those to whom it was made effective immediately by airmail letter dated March 7, 1975.

This amendment is made under the authority of sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California on March 31, 1975.

LYNN L. HINK,
Acting Director,
FAA Western Region.

[FR Doc.75-9337 Filed 4-9-75;8:45 am]

[Airworthiness Docket No. 75–WE–15–AD; Amdt. 39–2166]

PART 39—AIRWORTHINESS DIRECTIVES

Lockheed-California Company Model L–1011–385–1 Series Airplanes

There have been failures of the C–1 cargo door hooks on Lockheed-California Company L–1011–385–1 airplanes due to cracks that could result in fatigue failures in the hook/door surround structure which would cause a sudden in-flight depressurization. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require inspections and replacement of C–1, C–2, and C–3 cargo door hooks on Lockheed-California Company L–1011–385–1 Series airplanes.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

LOCKHEED-CALIFORNIA COMPANY. Applies to Lockheed-California Company Model L–1011–385–1 series airplanes certificated in all categories.

To prevent possible failures of the C–1, C–2, and C–3 cargo door hooks due to cracks, accomplish the following:

(a) Within 275 additional flight hours after the effective date of this AD, unless already

accomplished, perform the following per Lockheed Alert Service Bulletin 093-52-A079, Revision 1, dated March 26, 1975 or later FAA-approved revision.

(1) An inspection of the C-1, C-2 and C-3 cargo door hooks for identification configuration and affixing of appropriate part numbers;

(2) A dye penetrant inspection of all hooks for cracks;

(3) Replace all cracked hooks prior to further flight.

(4) Scrap hooks identified as P/N's 157205-103/-105.

(5) Check rigging of hooks and doors for usage, and rerig, as required.

(b) Perform a dye penetrant inspection for cracks at intervals not to exceed 1500 hours time in service, of the C-1 and C-2 cargo door hooks identified as P/N's 157205-107/-109 (per the inspection of (a)(1), above). Replace all cracked hooks prior to further flight.

(c) Within 3000 flight hours after the initial inspections performed per (a)(1) and (2), above, replace all hooks identified as P/N's 157205-107/-109 with hooks identified as P/N's 157205-111/-113 on the C-1 and C-2 cargo doors.

(d) Equivalent inspections and replacements may be approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(e) Airplanes may be flown to a base for the accomplishment of the inspections and replacements required by this AD, per FAR's 21.197 and 21.199.

This amendment becomes effective April 16, 1975.

This amendment is made under the authority of sections 313(a), 601, and and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California on April 1, 1975.

LYNN L. HINK,
Acting Director,
FAA Western Region.

[FR Doc.75-9335 Filed 4-9-75;8:45 am]

[Airworthiness Docket No. 74-WE-51-AD; Amdt. 39-2165]

PART 39—AIRWORTHINESS DIRECTIVES

McDonnell Douglas Model DC-10-10, DC-10-10F, DC-10-30, and DC-10-30F Airplanes

A proposal to amend Part 39 of Federal Aviation Regulations to include an airworthiness directive requiring modifications of the engine nose cowl attachments per McDonnell Douglas DC-10 Service Bulletin 71-53, dated September 25, 1974, on McDonnell Douglas Model DC-10-10, DC-10-10F, DC-10-30, and DC-10-30F airplanes was published in 39 FR 44034.

Interested persons have been afforded an opportunity to participate in the making of the amendment. The Air Transport Association has commented that the 4000 hour compliance time could create a logistic problem because of the need to intermix modified cowls with unmodified engines and vice-versa during the modification program. FAA considers the 4000 hour compliance time adequate to implement the requirements of this AD.

One airline, through the ATA, has commented that the one case of DC-10 cowling loss was due to massive engine imbalance as a result of fan blade departure. All ATA members' CF6 engines are equipped with improved fan blade retainers and the fan blade tip clearances have been increased. The airline contends that, because of these improvements, the original cause of a massive engine imbalance occurrence has been removed and, therefore, a potential cause for loss of the nose cowl has been eliminated.

The FAA does not agree. Notwithstanding the recent CF6 engine improvements designed to remove the possibility of a massive engine imbalance, the improvements (1) are not mandatory installations; and (2) the possible causes of an engine imbalance due to blade departure have not been completely eliminated. The AD is intended to minimize the possibility of such an occurrence.

Comments received from Douglas Aircraft Company also mention recent improvements to the CF6 engine as rationale for not requiring mandatory compliance by airworthiness directive. In addition, they state that there has been only one suspected incident, in 2.3 million CF6 engine operating hours, when some nose cowl bolts may have severed. In that instance, the nose cowl remained in place. They further state that the present nose cowl attachment configuration was designed to withstand conservatively high unbalance loads and, that although they released the improved 21 bolt design by a Service Bulletin to reestablish the conservatism intended by their original design objective, they contend that mandatory incorporation of additional nose cowl attachments by airworthiness directive is not substantiated.

FAA agrees that the nose cowl design conservatism should be well established. The intent of issuing this AD is to uniformly establish the conservatism of the nose cowl structural integrity.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

MCDONNELL DOUGLAS. Applies to Model DC-10-10, DC-10-10F, DC-10-30, and DC-10-30F airplanes certificated in all categories.

Compliance required within the next 4000 flight hours after the effective date of this AD, unless already accomplished.

To minimize the possibility of losing a wing engine nose cowl due to severed nose cowl attach bolts and engine unbalance loads, modify the wing engine nose cowls per McDonnell Douglas DC-10 Service Bulletin 71-53, "Powerplant—Cowling—Modify Engine Nose Cowl Attachments," dated September 25, 1974, or later FAA-approved revisions, or an equivalent modification approved by the Chief, Aircraft Engineering Division, FAA Western Region.

Special flight permits may be issued under FAR 21.197 and 21.199 for the purpose of moving the aircraft to a base to perform the requirements of this AD.

This amendment becomes effective May 16, 1975.

This amendment is made under the authority of sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421 and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California on April 1, 1975.

LYNN L. HINK,
Acting Director,
FAA Western Region.

[FR Doc.75-9336 Filed 4-9-75;8:45 am]

[Docket No. 14228; Amdt. No. 39-2170]

PART 39—AIRWORTHINESS DIRECTIVES

Rolls Royce RB 211 Series Engines

The telegraphic AD adopted on October 4, 1974, and Amendment 39-2060 (39 FR 44740), AD-75-02-02, require borescope and dye penetrant inspections for cracks in the intermediate compressor casing in the vicinity of the internal wheelcase oil scavenge boss and the borescope access port of wing-mounted engines, and require replacement of cracked casings with serviceable casings.

After issuing Amendment 39-2060, the FAA determined that cracks had also occurred in the outer main casing wall in the vicinity of the internal gear box oil vent and pressure tube connections, and that cracks had been found in engines other than wing-mounted engines. The FAA further determined that the borescope inspection required by Amendment 39-2060 has not been effective in detecting cracks in the annulus wall web. Finally, based on service experience, the FAA has determined that the periodic inspection frequency should be changed to 150 cycles unless the engine is equipped with a sleeve insert in the drilled oil passageway, in which case the inspection frequency may go to 300 cycles. The AD is, therefore, being superseded by a new AD that requires inspection of all engines regardless of position on the aircraft, requires dye penetrant inspection of additional areas of the main casing wall, deletes the borescope inspection, and changes the periodic inspection frequency.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and contrary to the public interest and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423 and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding

the following new airworthiness directive:

ROLLS ROYCE (1971) LIMITED. Applies to Rolls Royce RB 211 Series Engines.

Compliance required as indicated.

To prevent inflight engine shutdown that could result from cracks in the engine intermediate casing comply with the following:

(a) Within the next 50 hours time in service after the effective date of this amendment, or before the accumulation of the lesser of 400 hours time in service or 280 cycles, whichever occurs later, unless already accomplished in accordance with revision 3 of Rolls Royce Service Bulletin RB-211-72-A3077 dated January 31, 1975, comply with paragraph (b) of this AD.

(b) Using dye penetrant, inspect the outside of the intermediate compressor casing for axial cracks in the outer main casing wall—

(1) In the vicinity of the internal wheel case oil scavenge boss and the borescope access port at the 5 o'clock location when viewed from the rear; and

(2) In the vicinity of the internal gearbox oil vent and pressure tube connections (ground handling point) at the 9 o'clock location when viewed from the rear.

(c) If a crack is found during an inspection required by this AD that has not reached the oil scavenge boss at the 5 o'clock location or the ground handling point at the 9 o'clock location, before further flight, except that the engine may be operated in accordance with FAR §§ 21.197 and 21.199 to a base where replacement can be accomplished, replace the cracked casing with a serviceable casing.

(d) If a crack is found during an inspection required by this AD that has progressed from a point forward to a point aft of the oil scavenge boss at the 5 o'clock location, or from a point forward to a point aft of the ground handling point at the 9 o'clock location, replace the cracked casing with a serviceable casing, before further flight, except that the engine may be operated—

(1) In accordance with FAR §§ 21.197 and 21.199 to a base where replacement can be accomplished; or

(2) For up to 7 additional cycles if—

(i) There is no visible loss of oil;

(ii) Engine oil consumption remains within limits; and

(iii) All other engines on the aircraft are inspected in accordance with this AD at the same time as the affected engine and found free of cracks.

(e) Repeat the inspection specified in paragraph (b) of this AD at intervals not to exceed—

(1) 300 cycles for engines incorporating Rolls Royce Service Bulletin 72-3650 dated January 20, 1975, or Rolls Royce Service Bulletin 72-3681 dated October 7, 1974, or an FAA approved equivalent of either; or

(2) 150 cycles for engines not covered in paragraph (e)(1) of this AD.

(f) For the purpose of this AD, the number of cycles equals the number of flights that involve an engine operating sequence consisting of engine starting, takeoff, operation, landing, and engine shutdown.

(g) Report all cracks found as a result of any inspection performed in compliance with this AD within 10 days of the inspection to the Chief, Engineering and Manufacturing Division, Flight Standards Service, Attention: AFS 140, Federal Aviation Administration, 800 Independence Avenue SW., Washington, D.C. 20591. Each report must include the part number, total time in service on the part, the number of flight cycles on the part, size and location of cracks, engine serial number, and engine position. (Reporting approved by the Bureau of the Budget under BOB 04 RO174.)

This Amendment supersedes Amendment 39-2060 (39 FR 44740), AD-75-02-02, and the telegraphic AD adopted on October 4, 1974.

This Amendment becomes effective April 10, 1975.

Issued in Washington, D.C. on April 2, 1975.

JAMES M. VINES,
Acting Director,
Flight Standards Service.

[FR Doc.75-9338 Filed 4-9-75;8:45 am]

[Docket No. 75-NE-15; Amdt. 39-2163]

PART 39—AIRWORTHINESS DIRECTIVES

Sikorsky S-61N Helicopters Certificated in All Categories

Pursuant to the authority delegated to me by the Administrator (31 FR 13697), an Airworthiness Directive was adopted on February 14, 1975, and made effective immediately to all known operators of Sikorsky S-61N helicopters. The directive required an inspection of the locking mechanism of the baggage door prior to each flight, and required a reduction in speed and a landing as soon as practicable if the door opened in flight.

Since it was found that immediate corrective action was required, notice and public procedure thereon were impracticable and contrary to the public interest, and good cause existed for making the Airworthiness Directive effective immediately to all known United States operators of Sikorsky S-61N helicopters by individual telegrams dated February 14, 1975.

Prior to the publication of the AD in the FEDERAL REGISTER, the agency determined that a reduction in speed to 45 knots would provide an adequate margin of safety, and that the speed reduction would be required only if the baggage door could not be closed and locked after opening in flight. Since this change to the AD relieves a restriction and imposes no additional burden on any person, notice and public procedure thereon are unnecessary and it may be made effective in less than thirty (30) days.

The full text of the AD, incorporating the change to a 45 knot speed reduction if the baggage door cannot be closed and locked after opening in flight, is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations:

SIKORSKY: Applies to S-61N helicopters certificated in all categories.

Compliance required within 5 hours time in service after the effective date of this AD.

(1) Prior to each flight, a flight crewmember or ground service personnel shall check the baggage door, P/N S6120-72601-1, to ensure that it is closed and the locking mechanism and pins are in the locked position.

(2) If the baggage door opens in flight as indicated by warning light in the instrument panel and the door cannot be closed and locked, the aircraft speed must be reduced to 45 knots and a landing made as soon as practicable.

This amendment becomes effective April 10, 1975.

This amendment is made under the authority of section 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Burlington, Massachusetts, on March 31, 1975.

QUENTIN S. TAYLOR,
Director, New England Region.

[FR Doc.75-9339 Filed 4-9-75;8:45 am]

Title 16—Commercial Practices

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. C-2614]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Brown's Quality Furniture, Inc., et al.

Correction

In FR Doc. 75-8228, appearing at page 14299 in the issue for Monday, March 31, 1975, make the following changes:

1. On page 14299 in the third column, in line five of paragraph (2) the reference to "226.3(c)(2)" should read "226.8(c)(2)".

2. On page 14299 in the third column, in the third line of paragraph (12), insert the word "with" after the words "* * * in accordance".

[Docket No. 8932-O]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Fedders Corporation

Correction

In FR Doc. 75-8229, appearing at page 14300 in the issue for Monday, March 31, 1975, make the following change:

On page 14300 in the second column under the heading Final Order, the line reading "P. 3, line 9, word 'asserting'." should read "P. 3, line 9, word 4 'asserting'."

CHAPTER II—CONSUMER PRODUCT SAFETY COMMISSION

SUBCHAPTER C—FEDERAL HAZARDOUS SUBSTANCES ACT REGULATIONS

PART 1500—HAZARDOUS SUBSTANCES AND ARTICLES; ADMINISTRATION AND ENFORCEMENT REGULATIONS

Test Methods for Simulating Use and Abuse of Toys, Games, and Other Articles Intended for Use by Children; Corrections

In FR Doc. 75-225 appearing at page 1480 in the FEDERAL REGISTER of January 7, 1975:

1. Section 1500.50 commencing on page 1483 is corrected:

a. In paragraph (b) by changing "(b)(1) *Application—general.* (i)" to read "(b) *Application—general.* (1)(i)".

b. In paragraph (b)(4) by changing "(23°±2°)" to read "(23°±2° C.)".

2. Section 1500.51 commencing on page 1484 is corrected:

a. In paragraph (b)(2) by changing "⅛ inch" and "2.5 inch" to read "⅛-inch" and "2.5-inch" respectively.

b. In paragraph (b)(3) by deleting the comma after "±0.5 inch".

c. In paragraph (b)(4)(ii) by inserting a comma after "(0.085 cubic meter)".

d. In paragraph (c)(2) by deleting the comma after "(0.635 centimeter)".

e. In paragraph (c)(3) by deleting the comma after "(11.35 kilograms)".

f. In paragraph (d)(2), second sentence, by deleting the comma after "(5 centimeters)" in two places.

g. In paragraph (e)(1)(ii) by changing "road or shaft" to read "rod or shaft".

h. In paragraph (e)(2)(i) by changing "±2 inch pound" to read "±0.2 inch-pound".

i. In paragraph (e)(3) by changing "2 inch pounds ±0.2 pound" to read "2 inch-pounds ±0.2 inch-pound".

j. Also in paragraph (e)(3) by changing "2.30 kilogram-centimeters (2 inch-pounds)" to read "2 inch-pounds (2.30 kilogram-centimeters)".

k. In paragraph (f)(1)(ii) by changing "(4.55 kilograms)" to read "(4.55-kilograms)".

l. In paragraph (f)(3) by changing "(4.55 kilogram)" to read "(4.55-kilogram)" in two places.

m. In paragraph (g)(2) by changing "(0.375 inch)" to read "0.375 inch" and by changing "1/32 inch)" to read "1/32 inch".

3. Section 1500.52 commencing on page 1485 is corrected:

a. In paragraph (b)(1) by deleting the comma after "(1.8 kilograms)".

b. In paragraph (b)(2) by changing "⅛ inch (0.3 centimeter)" to read "⅛-inch (0.3-centimeter)" and by changing "2.5 inch (6.4 centimeter)" to read "2.5-inch (6.4-centimeter)".

c. In paragraph (b)(3) by deleting the comma after "(0.92 meter)".

d. In paragraph (b)(4)(ii) by inserting a comma after "(0.085 cubic meter)".

e. In paragraph (d)(1) by deleting the comma after "(5 centimeters)".

f. In paragraph (d)(2) by changing "(0.95 centimeter)" to read "(0.95-centimeter)".

g. In paragraph (e)(3) by changing "±0.2 inch-pounds" to read "±0.2 inch-pound" in two places.

h. In paragraph (f)(1)(ii) by changing "(±0.5 pound" to read "±0.5 pound".

4. Section 1500.53 commencing on page 1486 is corrected:

a. In paragraph (b)(2) by deleting the comma after "(0.3-centimeter)".

b. In paragraph (b)(3) by inserting a comma in the first sentence after "(b)(4)(i) and (ii) of this section".

c. In paragraph (c)(3) by changing "(0.64 to 1.27 centimeters) inch)," to read "(0.64 to 1.27 centimeters),".

d. In paragraph (d)(2) by changing "13-gauge thick cold-rolled steel" to read "13-gauge cold-rolled steel".

e. In paragraph (e)(2) by changing "(2) *Testing equipment*—"to read "(2) *Test equipment*—".

f. In paragraph (f)(1)(ii) by changing "15 pound" to read "15 pounds".

5. In §§ 1500.51(b)(4), 1500.52(b)(4), and 1500.53(b)(4), respectively, by changing "2,560 or more square centimeters (400 or more square inches)" to read "400 or more square inches (2,560 or more square centimeters)".

Dated: April 7, 1975.

SADYE E. DUNN,
Secretary, Consumer Product Safety Commission.

[FR Doc.75-9334 Filed 4-9-75;8:45 am]

Title 21—Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

SUBCHAPTER G—COSMETICS

PART 701—COSMETIC LABELING

Designation of Ingredients on Package Labels

Correction

In FR Doc. 75-5330 appearing at page 8918 in the issue for Monday, March 3, 1975, make the following change, on page 8919 in the first full paragraph in the third column and in the sixth line the word "products" should read "product".

PART 740 COSMETIC PRODUCT WARNING STATEMENTS

Warning Statements

Correction

In FR Doc. 75-5328 appearing at page 8912 in the issue for Monday, March 3, 1975, make the following changes:

1. On page 8912, in the second column, in the fourth whole paragraph, and in the ninth line the word "unusual" should be changed to read "usual".

2. Also on page 8912, in the second column, in the fourth whole paragraph, and in the twelfth line from the bottom of the paragraph the word "one" should read "once".

PART 740—COSMETIC PRODUCT WARNING STATEMENTS

Feminine Deodorant Sprays

Correction

In FR Doc. 75-5329 appearing at page 8926 in the issue for Monday, March 3, 1975, make the following change, on page 8928 in the second column, in the last paragraph, and in the third line the word "scrap" should read "sprays".

Title 24—Housing and Urban Development

CHAPTER X—FEDERAL INSURANCE ADMINISTRATION

SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-310]

PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

Correction

The Correction of the Identification of Special Hazard Areas published on November 13, 1974, in 39 FR 40016 is hereby corrected to read: On July 23, 1971, in 36 FR 13675, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included Arlington, Texas, as an eligible community and included Map No. H 485454 16 which indicates that Rushmoor Subdivision, First Increment, as recorded in Volume 388-84, Page 3, and Second Increment, as recorded in Volume 388-95, Pages 8 and 9 of the Map Records of Tarrant County, Texas, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective July 23, 1971, Map No. H 485454 16 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: March 21, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-9298 Filed 4-9-75;8:45 am]

[Docket No. FI-340]

PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

Correction

On August 21, 1974, in 39 FR 30122, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Columbus, Ohio, as an eligible community and included Map No. H 390170 01 which indicates that Lot No. 2, Scioto Park Subdivision, Columbus, Ohio, as recorded in Plat Book No. 43, Page 108 in the office of the Recorder of Franklin County, Ohio, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective August 9, 1974, Map No. H 390170 01, is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR

17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: March 19, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc. 75-9299 Filed 4-9-75;8:45 am]

PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

Correction

On August 31, 1972, in 37 FR 17704, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Winston-Salem, North Carolina, as an eligible community and included Map No. H 375360 13, which indicates that Lot B of the C. M. Thomas Property, Winston-Salem, North Carolina, as recorded in Plat Book 15, Page 50, in the records of Forsyth County, North Carolina, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the structure on the above property is within Zone B, and is not within the Special Flood Hazard Area. Accordingly, effective March 24, 1971, Map No. H 375360 13, is hereby corrected to reflect that the structure on the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: March 27, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-9300 Filed 4-9-75;8:45 am]

Title 29—Labor

CHAPTER XIV—EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

PART 1601—PROCEDURAL REGULATIONS

Subpart G—Case Processing Under § 707 of Title VII

Section 5 of the Equal Employment Opportunity Act of 1972, Pub. L. 92-261, amended section 707 of the Civil Rights Act of 1964, 42 U.S.C. 2000e-6, and provided that effective two years after the date of the enactment of the Equal Employment Opportunity Act, the functions of the Attorney General under section 707 be transferred to the Equal Employment Opportunity Commission. The following regulations are promulgated to make clear various functions and responsibilities within the Commission regarding the processing of cases under section 707 of the Civil Rights Act of 1964, as amended. At a duly constituted Commission meeting held on April 1, 1975, the Commission adopted the regulations appearing below.

The section 707 regulations provide that any Commissioner may designate a charge for processing under § 707 and that the General Counsel is authorized to administratively process such charges and any other related charges which the General Counsel designates for consolidation. The General Counsel is made responsible for furnishing the 10 day notice of the charge to respondents, for deferring charges to State and local deferral agencies (as defined in 29 CFR 1601.12(c)), for conducting the investigation of the charge, and for enforcing subpoenas issued as a part of the investigation of such charges. The General Counsel will conduct conciliation efforts when the Commission makes a reasonable cause determination that discrimination has occurred and will issue notices of right to sue. The General Counsel is also responsible for commencing litigation against those respondents who have failed or refused to sign a conciliation agreement and against whom the Commission determines the General Counsel should commence litigation.

Accordingly, Part 1601 of Title 29 of the Code of Federal Regulations is hereby amended by adding new Subpart G, §§ 1601.50, 1601.51, 1601.52, 1601.53, 1601.54, 1601.55, 1601.56, 1601.57, 1601.58, and 1601.59 as set forth below. These are procedural amendments and are effective immediately.

Subpart G—Case Processing Under § 707 of Title VII

Sec.

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AUTHORITY: Secs. 706, 707, 709, 710, and 713 (a), Civil Rights Act of 1964, and as amended, 86 Stat. 104–109, 78 Stat. 262, 265 (42 U.S.C. (Supp. II) 2000e-5, -6, -9, 42 U.S.C. 2000e-8, -12(a).

§ 1601.50 Purpose.

The regulations of this subpart apply to charges designated for processing under the Commission's authority as set forth in section 707 of the Act. The General Counsel shall process such charges on behalf of the Commission once they have been designated for section 707 processing.

§ 1601.51 Delegation of authority.

The General Counsel is hereby delegated authority to give notice of and to defer charges to State and local 706 agencies as defined in § 1601.12(c), to give notice of charges to respondents, to investigate charges, to sign and issue subpoenas, and to conciliate charges of employment discrimination.

§ 1601.52 Initiation of Section 707 charge.

Any member of the Commission may designate a charge for section 707 processing under this subpart. Any related charge shall be processed under this subpart if the General Counsel determines that it should be consolidated with the charge designated for section 707 processing by a member of the Commission.

§ 1601.53 Service of notice of charge.

Within 10 days of the filing of a charge, the General Counsel shall furnish the respondent with a notice of the charge (including the date, place and circumstances of the alleged unlawful employment practice) by mail or in person. The General Counsel need not furnish such notice if, prior to the designation of the charge for section 707 processing, the notice has been furnished pursuant to § 1601.13.

§ 1601.54 Deferral.

(a) Where the alleged unlawful employment practice occurs in a State or political subdivision of a State which has a State or local law prohibiting the practice alleged and establishing or authorizing a State or local authority to grant or seek relief from such practice (or to institute criminal proceedings), the General Counsel shall notify, on behalf of the Commission, the appropriate State or local 706 Agency, as defined in § 1601.12(c), before taking any action with respect to a Commissioner's Charge.

(b) The General Counsel, on behalf of the Commission, shall not defer such Commissioner's Charge unless the State or political subdivision notified in paragraph (a) of this section within 10 days of receipt of such notice requests submission of the charge to its jurisdiction.

(c) Where deferral is made by the General Counsel in paragraph (b) of this section, the deferral shall be for no less than 60 days, unless a shorter period is requested.

(d) Charges filed by individuals shall be deferred pursuant to the provisions of § 1601.12, except that they shall be deferred by the General Counsel.

§ 1601.55 Investigation.

The General Counsel shall investigate any charge designated for section 707 processing or any charges consolidated with that charge pursuant to § 1601.52.

§ 1601.56 Issuance of subpoenas; petitions to revoke subpoenas; enforcement of subpoenas.

(a) As part of the investigation of a charge, the General Counsel may sign

and issue a subpoena requiring the attendance and testimony of witnesses and the production of evidence including, but not limited to books, records, correspondence or documents in the possession or under the control of the person subpoenaed. The subpoena shall state the name and address of the issuer; and identify the person or evidence subpoenaed, and the person to whom and the place, date, and time at which it is returnable. A subpoena may be returnable to any attorney designated in the subpoena. The General Counsel shall not issue a subpoena upon the request of a person filing a charge, a person on whose behalf a charge was filed, or a respondent.

(b) Any person served with a subpoena who intends not to comply with the subpoena shall, within 5 days of the service of the subpoena, petition the Commission in writing to revoke or modify the subpoena. The petition shall be served on the Director of Compliance by mail at the Equal Employment Opportunity Commission, Washington, D.C. 20506, and a copy shall be served on the Commission attorney to whom the subpoena is returnable. The petition shall state each ground on which the petition relies. Within eight days of receipt, insofar as possible, the Commission shall pass on the petition and shall serve a copy of its determination on the petitioner. For purposes of this section, service shall be made and proof thereof established pursuant to section 11(4) of the National Labor Relations Act, as amended, 29 U.S.C. 161(4), as made applicable to the proceeding hereunder by section 710 of Title VII, 42 U.S.C. (Supp. II) 2000e–9.

(c) If any person fails to comply with a subpoena, the General Counsel may institute enforcement proceedings in the appropriate district court pursuant to section 11(2) of the National Labor Relations Act, as amended, 29 U.S.C. 161(2).

§ 1601.57 Commission reasonable cause finding.

(a) Upon completion of the investigation, the Commission shall determine whether there exists reasonable cause to believe that the respondent is engaged in a pattern or practice of unlawful discrimination within the meaning of section 707(a) of Title VII. A finding of no reasonable cause shall constitute dismissal of the charge.

§ 1601.58 Voluntary compliance; settlements; Commission authority to file suit.

A finding of reasonable cause by the Commission shall be deemed to authorize the General Counsel to endeavor to eliminate the alleged unlawful employment practices by informal methods of conference, conciliation and persuasion. Should such endeavors fail to produce a conciliation agreement satisfactory to the General Counsel, the General Counsel may commence litigation upon approval by the Commission.

§ 1601.59 Notice to aggrieved persons and person filing charge on behalf of aggrieved persons.

In any charge designated for processing under this subpart, the General Counsel shall issue the notice required by §§ 160.25 and 1601.25c to be issued to the aggrieved person or persons and to any person who filed the charge on behalf of the aggrieved person or persons.

Signed at Washington, D.C., this 4th day of April, 1975.

ETHEL BENT WALSH,
Acting Chairman.

[FR Doc.75-9394 Filed 4-9-75;8:45 am]

Title 32—National Defense

CHAPTER I—OFFICE OF THE SECRETARY OF DEFENSE

SUBCHAPTER B—PERSONNEL; MILITARY AND CIVILIAN

PART 40—STANDARDS OF CONDUCT

Purpose and Objectives

This revised part 40 updates and incorporates changes to the Department of Defense "Standards of Conduct" relating to possible conflict between private interest and official duties by Department of Defense personnel. This set of standards is in implementation of (1) Executive Order 11222 of May 8, 1965, prescribing Standards of Ethical Conduct for Government Officers and Employees and (2) The Civil Service Commission Regulation of October 1, 1965, as amended August 9, 1967. It is in consonance with the Code of Ethics for Government Service contained in House Concurrent Resolution 175, 85th Congress, which applies to all Government personnel.

Sec.

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40.9 Outside employment of DoD personnel.
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40.11 Indebtedness.
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40.14 Statements of employment and financial interests.
40.15 Conflict of interest laws.
40.16 Effective date and implementation.

Appendix A—House Concurrent Resolution 175 (85th Congress, 2d Session).
Appendix B—Digest of Conflict of Interest Laws.
Appendix C—Extract from Appendix C of Civil Service Personnel Manual System on Special Government Employees (Including Guidelines for Obtaining and Utilizing the Services of Special Government Employees).

AUTHORITY: Public Laws 87–777 and 87–849.

§ 40.1 Purpose and objectives.

(a) This Part prescribes the standards of conduct, relating to possible conflict between private interests and official duties, required of all Department of Defense personnel,[1] regardless of assignment. Close adherence to these principles will insure compliance with the high ethical standards demanded of all public servants. Violations of this Part may be cause for appropriate disciplinary action which may be in addition to any penalty provided by law.

(b) This part is in implementation of (1) Executive Order 11222 of May 8, 1965, prescribing Standards of Ethical Conduct for Government Officers and Employees, and (2) The Civil Service Commission Regulation of October 1, 1965, as amended August 9, 1967. It is in consonance with the Code of Ethics for Government Service contained in House concurrent Resolution 175, 85th Congress, which applies to all Government personnel. (See Appendix A to this Part.)

(c) This Part includes standards of conduct based on the revisions of the conflict of interest laws enacted in 1962 (Pub. L. 87–777 and Pub. L. 87–849). (See Appendix B to this Part.)

§ 40.2 Applicability.

This Part applies to all components of the DoD.

§ 40.3 Ethical standards of conduct.

(a) *General.* DoD personnel are bound to refrain from any private business or professional activity or from having any direct or indirect financial interest which would place them in a position where there is a conflict between their private interests and the public interests of the United States, particularly those related to their duties and responsibilities as DoD personnel. Even though a technical conflict, as set forth in the statutes cited in this Directive, may not exist, DoD personnel must avoid the appearance of such a conflict from a public confidence point of view. DoD personnel will not engage in any private business or professional activity or enter into any financial transaction which involves the direct or indirect use, or the appearance of use, of inside information gained through a DoD position to further a private interest or for private gain for themselves or another person or entity, particularly one with whom they have family, business, or financial ties. DoD personnel must not use their DoD positions in any way to induce or coerce, or give the appearance of inducing or coercing, any person (including subordinates) or entity to provide any financial benefit to themselves

[1] DoD personnel, as used in this Part, unless the context indicates otherwise, means all civilian officers and employees, including special Government employees, of all the offices, agencies and departments in the Department of Defense (including non-appropriated fund activities) and all active duty officers and enlisted members of the Army, Navy, Air Force, and Marine Corps (officers includes commissioned and warrant).

or another person or entity, particularly one with whom they have family, business, or financial ties. For the purpose of this paragraph, "inside information" means information obtained under Government authority which has not become part of the body of public information. This paragraph does not preclude DoD personnel from teaching, lecturing, and writing as authorized by § 40.9(d), nor does it preclude DoD personnel from having financial interests or engaging in financial transactions to the same extent as private citizens not employed by the Government so long as they are not prohibited by law or the regulations in this part.

(b) *Dealing with Present and Former Military and Civilian Personnel.* DoD personnel will not knowingly deal with military or civilian personnel, or former military or civilian personnel, of the Government, if such action will result in a violation of a statute or policy set forth in this Part.

(c) *Membership in Associations.* All DoD personnel who are members or officers of non-governmental associations or organizations must avoid activities on behalf of the association or organization that are incompatible with their official government positions.

(d) *Commercial Soliciting by Active Duty Members of the Military.* Military personnel on active duty are prohibited from personal commercial solicitation and sale to military personnel junior in rank or grade, at any time, on or off duty, in or out of uniform. This limitation includes, but is not limited to, the personal solicitation and sale of life and automobile insurance, stocks, mutual funds, real estate or any other commodities, goods, or services.

As used in this paragraph, "personal commercial solicitation" refers to those situations where a military member is employed as a sales agent on commission or salary, and contacts prospective purchasers suggesting they buy the commodity, real or intangible, that he is offering for sale. This prohibition is not applicable to the one-time sale by an individual of his own personal property or privately owned dwelling. It is not the intent of this subparagraph to discourage the off-duty employment of military personnel, but it is the intent to eliminate any and all instances where it would appear that coercion, intimidation, or pressure was used based on rank, grade, or position.

(e) *Assignment of Reserves for Training.* DoD personnel who are responsible for assigning Reserves for training should make an effort to assign them when they are on active duty for training to duties in which they will not obtain information that could be used by them or their employers to give them an unfair advantage over their civilian competitors.

(f) *Conduct prejudicial to the Government.* DoD personnel shall not engage in criminal, infamous, dishonest, immoral, or notoriously disgraceful conduct, or other conduct prejudicial to the Government. Moreover, DoD personnel shall avoid any action whether or not specifically prohibited by this Part, which might result in, or create the appearance of:

(1) Using public office for private gain;

(2) Giving preferential treatment to any person;

(3) Impeding Government efficiency or economy;

(4) Losing complete independence or impartiality;

(5) Making a Government decision outside official channels; or

(6) Affecting adversely the confidence of the public in the integrity of the Government.

§ 40.4 Bribery and graft.

In general, DoD personnel may be subject to criminal penalties if they solicit, accept, or agree to accept anything of value in return for performing or refraining from performing an official act (See 18 U.S.C. 201).

§ 40.5 Gratuities.

(a) Except as provided in paragraph (b) of this section, DoD personnel will not solicit or accept any gift, gratuity, favor, entertainment, loan, or any other thing of monetary value either directly or indirectly from any person, firm, corporation, or other entity which:

(1) Is engaged or is endeavoring to engage in procurement activities or business or financial transactions of any sort with any agency of the DoD;

(2) Conducts operations or activities that are regulated by any agency of the DoD; or

(3) Has interests that may be substantially affected by the performance or nonperformance of the official duty of the DoD personnel concerned. Gifts, gratuities, favors, entertainment, etc., bestowed upon members of the immediate families of DoD personnel are viewed in the same light as those bestowed upon DoD personnel. Acceptance of gifts, gratuities favors, entertainment, etc., no matter how innocently tendered and received, from those who have or seek business with the Department of Defense may be a source of embarrassment to the department and the personnel involved, may affect the objective judgment of the recipient and impair public confidence in the integrity of the business relations between the department and industry.

(b) For the purpose of this section, a gift, gratuity, favor, entertainment, etc., includes any tangible item, intangible benefits, discounts, tickets, passes, transportation, and accommodations or hospitality given or extended to or on behalf of the recipient. However, the restrictions in paragraph (a) of this section do not apply to the following:

(1) Instances in which the interests of the Government are served by participation of DoD personnel in widely attended luncheons, dinners, and similar gatherings sponsored by industrial, technical, and professional associations for the discussion of matters of mutual interest to Government and industry. Participation by DoD personnel is appropriate when the host is the association and not an individual contractor. Acceptance of gratuities, or hospitality from private companies in connection with such association's activities is prohibited.

(2) Situations in which the interests of the Government are served by participation of DoD personnel in activities at the expense of individual defense contractors when the invitation is addressed to and approved by the employing agency of DoD. These activities include public ceremonies of mutual interest to industry, local communities, and the department, such as the launching of ships or the unveiling of new weapons systems, industrial activities which are sponsored by or encouraged by the Government as a matter of United States defense or economic policy, such as sales meetings to promote off-shore sales involving foreign industrial groups or governments.

(3) Luncheons or dinners at a contractor's plant on an infrequent basis, when the conduct of official business within the plant will be facilitated and when no provision can be made for individual payment.

(4) Situations in which, in the judgment of the individual concerned, the Government's interest will be served by participation by DoD personnel in activities at the expense of a defense contractor. In any such case in which DoD personnel accepts any gratuity, favor, entertainment, etc., either directly or indirectly from any person, firm, corporation, or any other entity which is engaged or is endeavoring to engage in business transactions of any sort with the department, a report of the circumstances will be made within 48 hours by the individual to the designee of the Secretary of the Military Department concerned or the designee of the Secretary of Defense in the case of DoD personnel not within one of the Military Departments.

(5) Speciality advertising items of trivial intrinsic value.

(6) Customary exchange of social amenities between personal friends and relatives when motivated by such relationship and extended on a personal basis.

(7) Thinks available impersonally to the general public or classes of the general public such as a free exhibition by a defense contractor at a world's fair.

(8) Trophies, entertainment, rewards, prizes, given to competitors in contests which are open to the public generally or which are officially approved for participation in by DoD personnel.

(9) Transactions between and among relatives which are personal and consistent with the relationship.

(10) The acceptance of loans from banks or other financial institutions on customary terms to finance proper and usual activities of employees such as home mortgage loans.

(11) Social activities engaged in by officials of the department and officers in command or their representatives with

local civilian leaders as part of community relations programs.

(12) Contractor-provided local transportation while on official business and when alternative arrangements are clearly impracticable.

(13) Participation in civic and community activities by DoD personnel when the relationship with the defense contractor can reasonably be characterized as remote, for example, participation in a little league or Combined Federal Campaign luncheon which is subsidized by a concern doing business with a defense activity.

(14) The acceptance of accommodations, subsistence, or services furnished in kind in connection with official travel, from other than Defense contractors, when authorized by the order-issuing authority as in the overall Government interest. When accommodations, subsistence, or services in kind are furnished to DOD personnel by private sources, appropriate deductions shall be made in the travel, per diem, and other allowances otherwise payable to the personnel. DOD personnel may not accept personal reimbursement from a private source for expenses incident to official travel, unless authorized pursuant to 5 U.S.C. 4111 or other express statutory authority. Rather, any reimbursement must be made to the Government by check payable to the Treasurer of the United States; personnel will be reimbursed by the Government in accordance with regulations relating to reimbursement. In no case shall DOD personnel accept—either in kind or on a reimbursable basis—benefits which are under prudent standards extravagant or excessive in nature.

(c) Except as provided in (b)(12) of this section, personnel on official business may not accept contractor-provided transportation, meals or overnight accommodations in connection with such official business so long as Government or commercial transportation or quarters are reasonably available. Where, however, the over-all Government interest would be served by acceptance by DOD members of such transportation or accommodations in specific cases, the order issuing authority may authorize it.

(d) Procedures with respect to gifts from foreign governments are set forth in DOD Directive 1005.3.[2]

(e) Procedures with respect to ROTC Staff Members are set forth in Part 92 of this subchapter.

§ 40.6 Prohibitions of contributions or presents to superiors.

DOD personnel shall not solicit a contribution from other officers or employees for a gift to an official superior, make a donation as a gift to an official superior, or accept a gift from an officer or employee receiving less pay then themselves (5 U.S.C. 7351). However, this section does not prohibit a voluntary gift of nominal value or donation in nominal amount made on a special occasion such as marriage, illness or retirement.

§ 40.7 Use of Government facilities, property, and manpower.

DOD personnel will not directly or indirectly use, or allow the use of, government property of any kind, including property leased to the government, for other than officially approved activities. Government facilities, property, and manpower, such as stenographic and typing assistance, mimeograph and chauffeur services, may be used only for official government business. DOD personnel have a positive duty to protect and conserve government property, including equipment, supplies, and other property entrusted to them. This section is not intended to preclude the use of government facilities for activities which would further military-community relations provided they do not interfere with military missions.

§ 40.8 Use of civilian and military titles in connection with commercial enterprises.

(a) All civilian personnel, and military personnel on active duty, are prohibited from using their civilian and military titles or positions in connection with any commercial enterprises or in endorsing any commercial product. The foregoing shall not be deemed to preclude publication by such personnel of books or articles which identify them as author by reference to their military or civilian title or position, provided that publication of such material is permitted under § 40.9(d) and has been cleared under existing DoD procedures. (See DoD Directive 5230.9, "Clearance of DoD Public Information," December 24, 1966.[2])

(b) All retired military personnel and all members of reserve components, not on active duty, are permitted to use their military titles in connection with commercial enterprises. Such use of military titles shall in no way cast discredit on the military services or the DoD. Such use is prohibited in connection with commercial enterprises when such use, with or without the intent to mislead, gives rise to any appearance of sponsorship, sanction, endorsement, or approval by the Military Services or the DoD. The Military Department may restrict retired personnel and members of reserve components not on active duty, from using their military titles in connection with public appearance in overseas areas.

§ 40.9 Outside employment of DoD personnel.

(a) DoD personnel shall not engage in outside employment or other outside activity, with or without compensation, which:

(1) Interfers with, or is not compatible with, the performance of their Government duties;

(2) May reasonably be expected to bring discredit on the Government or the DoD agency concerned or;

(3) Is inconsistent with § 40.3(a), including such inconsistent acts as the acceptance of a fee, compensation, gift, payment of expense, or any other thing of monetary value in circumstances in which that acceptance may result in, or create the appearance of, conflicts of interest.

(b) No enlisted member of the armed forces on active duty may be ordered or permitted to leave his post to engage in a civilian pursuit or business, or a performance in civil life, for emolument, hire, or otherwise, if the pursuit, business, or performance interferes with the customary or regular employment of local civilians in their art, trade or profession.

(c) An active duty officer of the regular Navy or Marine Corps may not be employed by any person furnishing Naval supplies or war materials to the United States and continue to receive his service pay.

(d) DoD personnel are encouraged to engage in teaching, lecturing, and writing. However, an employee shall not, either for or without compensation, engage in teaching, lecturing, or writing, including teaching, lecturing, or writing for the purpose of the special preparation of a person or class of persons for an examination of the Commission or Board of Examiners for the Foreign Service, that is dependent on information obtained as a result of his Government employment, except when that information has been published or is available to the general public or will be made available on request, or when the agency head gives written authorization for the use of nonpublic information on the basis that the use is in the public interest. In addition, an employee who is a civilian Presidential appointee shall not receive compensation or anything of monetary value for any consultation, lecture, discussion, writing, or appearance, the subject matter of which is devoted substantially to the responsibilities, programs or operations of his agency or which draws substantially on official data or ideas which have not become part of the body of public information.

(e) This section does not preclude DoD personnel from:

(1) Participation in the activities of national or State political parties not proscribed by law or regulation.

(2) Participation in the affairs or acceptance of an award for a meritorious public contribution or achievement given by a charitable, religious, professional, social, fraternal, nonprofit educational, nonprofit recreational, public service, or civic organization.

(f) Off-duty employment of military personnel by an organization involved in a strike is permissible if the member was on the payroll of such organization prior to the commencement of the strike and if the employment is otherwise in conformance with the provisions of this Part. No military member may accept employment by an organization at a location where that organization is involved in a strike after commencement and during the course of such a strike. Members who are engaged in off-duty

[2] Filed as part of original. Copies available from the U.S. Naval Publications and Form Center, 5801 Tabor Avenue, Philadelphia, Pa. 19120 Attn: Code 300.

civilian employment which does not meet the above policy will be required to terminate such employment.

§ 40.10 Gambling, betting, and lotteries.

DoD personnel shall not participate, while on Government-owned or leased property or while on duty for the Government, in any gambling activity including the operation of a gambling device, in conducting a lottery or pool, in a game for money or property, or in selling or purchasing a numbers slip or ticket. However, this section does not preclude activities:

(a) Necessitated by an employee's law enforcement duties; or

(b) Under section 3 of Executive Order 10927 and similar agency-approved activities.

§ 40.11 Indebtedness.

DoD personnel shall pay each just financial obligation in a proper and timely manner, especially one imposed by law such as Federal, State, or local taxes. For the purpose of this section, a "just financial obligation" means one acknowledged by the employee or reduced to judgment by a court, and "in a proper and timely manner" means in a manner which the agency determines does not, under the circumstances, reflect adversely on the Government as his employer. In the event of dispute between an employee and an alleged creditor, this section does not require an agency to determine the validity or amount of the disputed debt.

§ 40.12 Information to personnel.

(a) New DoD personnel will be informed of the standards of conduct specified in this Part upon employment or entry on duty. These standards of conduct will also be brought to the attention of all DoD personnel by appropriate means upon promulgation and at least semi-annually thereafter.

(b) The attention of DoD personnel is directed to each statute relatin gto ethical and other conduct that is referred to in this Part and in Appendix B. DoD personnel will be advised how to obtain additional clarification of the standards of conduct set forth in this part and related statutes, rules, and regulations. For this purpose each of the Military Departments and Defense Agencies shall designate one or more legal officers as deputy counselors who shall be responsible for providing advice and assistance on all matters relating to conduct and conflicts of interest covered by this part and for reviewing statements of employment and financial interest.

(c) (1) Appropriate officials in the office of the Secretary of each Military Department and Head of each Defense Agency shall be designated as the counselor for such department or agency and shall be responsible for proper coordination and final disposition of all problems relating to conflicts of interest and for the review of statements of employment and financial interest in accordance with regulations to be prescribed by the respective Secretaries or Agency Heads in accordance with paragraph (c) (2) of this section. In the Office of the Secretary of Defense, the General Counsel of the DoD or his designee will be responsible for these matters.

(2) Regulations governing the review of statements of employment and financial interests shall provide that:

(i) Whenever such review discloses a conflict or apparent conflict of interests, the employee concerned is entitled to an opportunity to explain the conflict or appearance of conflict.

(ii) If the conflict or appearance of conflict is not resolved on review by the explanation made by the employee, the information concerning the matter shall be submitted to the appropriate Secretary or Agency Head, or his designee, after review by the counselor designated under paragraph (c) (1) of this section.

(iii) The resolution of a conflict or apparent conflict of interest either on review or after referral to the appropriate Secretary or Agency Head, or his designee, shall be effected promptly so that the conflict or appearance of conflict is ended. The resolution of the conflict or appearance of conflict may be accomplished by one or more means, such as changes in assigned duties, divestment of the conflicting interest, disqualification for a particular assignment, or disciplinary action. The resolution, whether by disciplinary action or otherwise, shall be effected in accordance with applicable laws, Executive orders, and regulations.

§ 40.13 Reporting suspected violations.

DoD personnel who have information which causes them to believe that there has been a violation of a statute or policy set forth in this Part will promptly report such incidents to their immediate superiors. If the superior believes there has been a violation, he will report the matter for further action in accordance with existing procedures. Any question or doubt on the part of the immediate superior will be resolved in favor of reporting the matter.

§ 40.14 Statements of employment and financial interests.

(a) DoD personnel required to submit statements.

(1) Employees paid at a level of the Executive Schedule in subchapter II of chapter 53 of title 5, United States Code.

(2) Board members of the Armed Service Boards of Contract Appeals.

(3) DoD personnel classified at GS–13 or above under section 5332 of title 5, United States Code, or at a comparable pay level under another authority, or members of the military in the rank of Lieutenant Colonel, Commander or above whose basic duties and responsibilities require the incumbent to exercise judgment in making a Government decision or in taking Government action in regard to administering or monitoring grants or subsidies.

(4) DoD personnel classified at GS–13 or above under section 5332 of title 5, United States Code, or at a comparable pay level under another authority, or members of the military in the rank of lieutenant Colonel, Commander or above whose basic duties and responsibilities require the incumbent to exercise judgment in making a Government decision or in taking Government action in regard to:

(i) *Contracting or procurement.* For the purpose of this section "contracting or procurement" is defined as executing or approving the award of contracts.

(ii) *Auditing.* Auditing private or other non-Federal enterprise including the supervision of auditors engaged in audit activities or the participating in the development of policies and procedures for performing such audits, including the authorization and monitoring of grants to institutions or other non-Federal enterprise.

(iii) *Other.* Activities in which the final decision or action has a significant economic impact on the interests of any non-Federal enterprise.

(b) Review of Positions. Each DoD Component shall review its positions in paragraphs (a) (3) and (4) of this section, both military and civilian, and include in each military and civilian position description, or similar documents describing the duties and responsibilities of the position, a statement as to whether the incumbent of the position must file a statement of employment and financial interests as required by this section. This determination will be reviewed at least annually. The review may be accomplished at the time performance, efficiency or effectiveness ratings are given; or incident to other currently prescribed annual reviews. Incumbents of positions identified as involving any of the functions described in either paragraphs (a) (3) and (4) of this section shall be required to comply with the filing requirements of this section. Any individual who believes that his position has been improperly included in paragraphs (a) (3) and (4) of this section may request a review of the decision requiring him to file a statement through the established grievance or complaint procedures of the department or agency.

(c) Positions in the above categories may be excluded when it is determined by the Secretary of the Military Department concerned or head of the DoD Agency concerned, or the designee of either, that the duties are at such a level of responsibility that the submission of a statement of employment and financial interests is not necessary because of the degree of supervision and review of the incumbent and the remote and inconsequential effect on the integrity of the Government.

(d) The statements of employment and financial interests shall be submitted on DD forms furnished by the DoD agency concerned. DD Form 1555,[1] "Confidential Statement of Employment and Financial Interests—DoD Personnel," is for use by all DoD personnel except special Government employees. DD Form 1555–1,[1] "Confidential Statement of Employment and Financial Interests," is for use by special Government employees.

[1] Filed as part of original. Copies available at respective Military Department Publications Counter.

(e) Manner of Submission—Statements of Employment.

(1) The Secretary of Defense, as the Head of the Agency, is required to submit his statement of employment and financial interest to the Chairman of the Civil Service Commission under the provisions of Section 401(a) of Executive Order 11222.

(2) All civilian Presidential appointees of the Department of Defense shall submit statements of employment and financial interest to the General Counsel of the Department of Defense.

(3) Officers or employees of the Office of the Secretary of Defense shall submit statements of employment and financial interest to the General Counsel of the Department of Defense.

(4) Officers and employees of the Military Departments or Defense Agencies shall submit statements of employment and financial interest to officials of the Military Departments or Defense Agencies to be designated by the Secretaries of the Military Departments or the heads of Defense Agencies in the regulations of those departments and agencies.

(5) Statements of employment and financial interest shall be submitted by each officer or employee required by this Directive to file such a statement, not later than June 30, 1966, and periodically thereafter as prescribed in paragraph (i) of this section. Employees who enter Government service after the effective date of this Directive, who are required to file a statement of employment and financial interest, shall file such statements within 30 days from the date of commencement of such service. Designees to positions requiring the approval of the Secretary of Defense or the Secretary of a Military Department shall execute the statement in advance of nomination so that it may be reviewed prior to appointment.

(f) Excusable Delay. If by reason of his duty assignment it is impracticable for an individual to submit a statement within the period required by this section, his immediate superior may grant an extension of time therefor. Any extension in excess of 30 days requires the concurrence of the head of the Military Department or Defense Agency concerned, or his designee. Statements submitted pursuant to an extension of time granted hereunder shall include appropriate notation to that effect.

(g) Special Government Employees—Statement of Employment and Financial Interest.

(1) For the purpose of this paragraph, "Special Government Employee" has the meaning given that term by § 40.15(b)(1).

(2) Each special Government employee who is an adviser or consultant shall, prior to appointment, file with a designated official of the Military Department or Defense agency where he is employed a statement (DD Form 1555-1[1]), setting forth his Government employment, his private employment, and his financial interests. An appointee must list *all* of his investments and other financial interests such as a pension; retirement; group life, health, or accident insurance; and profit-sharing, stock bonus, or other employee welfare or benefit plan maintained by a former employer. He is not required to list precise amounts of investments.

The following categories of special Government employees are not considered advisers or consultants within the meaning of this section when performing the specific services listed below and are not required to file the statement referred to above.

(i) Physicians, dentists, and allied medical specialists performing care and service to patients.

(ii) Veterinarians providing veterinary service to animals.

(iii) Lecturers participating in educational activities.

(iv) Chaplains performing religious services.

(v) Individuals of national prominence in the motion picture and television fields who are utilized as narrators or actors in motion picture or television productions produced by the DoD.

(vi) Members of selection panels for NROTC candidates.

(vii) A special Government employee who is not a "consultant" or "expert" as those terms are defined in Chapter 304 of the Federal Personnel Manual.

(h) Exceptions to Specific Appointees. The Secretary or the Deputy Secretary of Defense, or the Secretary of a military department may grant an exception to a specific appointee from completing that part of the statement relating to his investments and other financial interests referred to in paragraph (g) of this section, upon the making of a determination that this information is not relevant in the light of the duties the appointee is to perform.

(i) Supplementary Statements. Changes in or additions to the information contained in an employee's statement of employment and financial interests shall be reported in a supplementary statement as of June 30th each year. Even though no changes or additions occur a negative report is required. Notwithstanding the filing of the annual report, DoD personnel shall at all times avoid acquiring a financial interest that could result, or taking action that would result, in a violation of the conflict-of-interest provisions of 18 U.S. Code 208 or this Part.

(j) Interests of Employee's Relatives. The interest of a spouse, minor child, or other member of an employee's immediate household is considered to be an interest of the employee. For the purpose of this section, "member of an employee's immediate household" means those blood relations who are residents of the employee's household.

(k) Information Not Known by Employees. If any information required to be included on a statement of employment and financial interests or supplementary statement, including holdings placed in trust, is not known to the employee but is known to another person, the employee shall request that other person to submit information in his behalf.

(l) Information Not Required to be Submitted. An employee is not required to submit on a statement of employment and financial interests or supplementary statement any information relating to the employee's connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or a similar organization not conducted as a business enterprise. For the purpose of this section, educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed "business enterprises" and are required to be included in an employee's statement of employment and financial interests.

(m) Confidentiality of Employee's Statements. An agency shall hold each statement of employment and financial interests, and each supplementary statement, in confidence. An agency may not disclose information from a statement except as the agency head or the Civil Service Commission may determine for good cause. Persons designated to review the statements are responsible for maintaining the statements in confidence and shall not allow access to, or allow information to be disclosed from the statement except to carry out the purpose of this Part.

(n) Effect of Employees' Statements on Other Requirements. The statements of employment and financial interests and supplementary statements required of employees are in addition to, and not in substitution for, or in derogation of, any similar requirement imposed by law, order, or regulation. The submission of a statement or supplementary statement by an employee does not permit him or any other person to participate in a matter in which his or the other person's participation is prohibited by law, order, or regulation.

§ 40.15 Conflict of interest laws.

(a) *Full-time Officers and Employees*—(1) *Definition.* The term "full-time officer or employee" includes all civilian officers and employees, and all military officers on active duty, except those who are "special Government employees" (See paragraph (b) of this section.) It does not include enlisted personnel.

(2) *Prohibitions.* Appendix B(a) contains a discussion of criminal laws relating to conflict of interest and exemptions therefrom. In general, a full-time officer or employee is subject to the following major prohibitions.

(i) He may not, except in the discharge of his official duties, represent anyone else before a court or Government agency in a matter in which the United States is a party or has an interest. This prohibition applies both to paid and unpaid representation of another (See 18 U.S.C. 203 and 205).

(ii) The indirect interests in business or supplementation of his Government salary, from a private source as compensation for his services to the Government (See 18 U.S.C. 209).

(iii) He may not participate in his Governmental capacity in any matter in which he, his spouse, minor child, outside business associate or person with whom he is negotiating for employment, has a financial interest (See 18 U.S.C. 208). Instead of participating in such a matter, he must promptly disqualify himself in accordance with (4) of this paragraph, except as provided in (3) of this paragraph.

(3) *Nondisqualifying financial interest.* (i) A full-time officer or employee need not disqualify himself under paragraph (a)(2)(iii) of this section, if his financial holdings are in shares of a widely-held diversified mutual fund or regulated investment company.

(ii) The indirect interests in business entities which the holder of shares in a widely-held diversified mutual fund or regulated investment company derives from ownership by the fund or investment company of stocks in business entities is hereby exempted from the provisions of 18 U.S.C. 208a, in accordance with the provisions of 18 U.S.C. 208b(2) as being too remote or inconsequential to affect the integrity of the Government officers' or employees' services.

(4) *Disqualification procedure.* (i) In any case where a full-time officer or employee must disqualify himself under paragraph (a)(2)(iii) of this section, he will promptly notify his superior thereof and make a full disclosure of the financial interest. The superior will thereupon relieve him from his duty and responsibility in the matter, unless the Government official responsible for his appointment makes a written advance determination that the interest is not so substantial as to be deemed likely to affect the integrity of the services which the Government may expect from the officer or employee. Such written determination shall be retained in the agency records.

(ii) In the case of a military officer or a civilian employee, the "official responsible for his appointment" shall, for purposes of this paragraph, be his immediate superior or an official designated to perform this function.

(iii) In addition, where a superior thinks anyone responsible to him may have a disqualifying interest, he will discuss the matter with that person, and, if he finds such an interest does exist, he will relieve the person of duty and responsibility in the particular matter.

(iv) In cases of disqualification under this paragraph, the matter will be reassigned for decision and action to someone else who is not subordinate to the disqualified person.

(b) *Special Government Employees*—(1) *Definition.* The term "special Government employee" includes an officer or employee who is retained, designated, appointed, or employed to perform, with or without compensation, for not to exceed 130 days during any period of 365 consecutive days, temporary duties either on a full-time or intermittent basis. (See 18 U.S.C. 202). The term also includes a Reserve officer while on active duty solely for training for any length of time, one who is serving on active duty involuntarily for any length of time, and one who is serving voluntarily on extended active duty for 130 days or less. It does not include enlisted personnel.

(2) *Prohibitions.* Appendix B contains a detailed discussion of criminal laws relating to conflict of interest. In general, a special Government employee is subject to the following major prohibitions:

(i) He may not, except in the discharge of his official duties, represent anyone else:

(*a*) Before a court or Government agency in a matter in which the United States is a party or has an interest and in which he has at any time participated personally and substantially for the Government (See 18 U.S.C. 203 and 205).

(*b*) In a matter pending before the agency he serves unless he has served there no more than 60 days during the past 365 (See 18 U.S.C. 203 and 205). He is bound by this restraint despite the fact that the matter is not one in which he has ever participated personally and substantially.

The restrictions described in paragraph (2)(*a*) and (*b*) of this section apply to both paid and unpaid representation of another.

(ii) He may not participate in his governmental capacity in any matter in which he, his spouse, minor child, outside business associate or person with whom he is negotiating for employment, has a financial interest (See 18 U.S.C. 208). Instead of participating in such a matter, he must promptly disqualify himself in accordance with § 40.15(a)(4), except as provided in § 40.15(a)(3).

(iii) After his Government employment has ended, he is subject to the prohibitions in § 40.15(c)(a) as a "former employee." (See 18 U.S.C. 207).

(c) *Former Officers or Employees*—(1) *Definition.* The term "former officer or employee" includes those full-time civilian officers or employees who have left Government service, special Government employees who have left Government service, retired regular officers and reserve officers released from active duty. It does not include enlisted personnel.

(2) *Prohibited activities.* Appendix B(b) contains a more detailed discussion of the criminal law. In general, a former officer or employee is subject to the following major prohibitions:

(i) He may not, at any time after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and in which he participated personally and substantially for the Government (See 18 U.S.C. 207(a)).

(ii) He may not, for one year after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and which was within the boundaries of his official responsibility during the last year of his Government service (See 18 U.S.C. 202(b) and 207(b)). This temporary restraint, of course, gives way to the permanent restriction described in (c)(2)(i) of this section if the matter is one in which he participated personally and substantially.

(d) *Retired Regular Officers*—(1) *Prohibitions.* Appendix B(c) to this Part contains a summary of the laws applicable to retired regular officers. In general, a retired regular officer is subject to the following major prohibitions:

(i) As an officer whose "employment has ceased," he may not engage in the prohibited activities listed in paragraph (c) of this section. (See 18 U.S.C. 207).

(ii) He may not, at any time, assist in prosecuting a claim against the United States if he worked on that claim while on active duty (See 18 U.S.C. 283).

(iii) He may not, within two years after his retirement, assist in prosecuting a claim which involves the department in whose services he holds a retired status (See 18 U.S.C. 283).

(iv) He may not, at any time, sell anything to the department in whose service he holds a retired status (See 18 U.S.C. 281).

(v) He may not, within three years after retirement, sell supplies or war materials to any agency of the DoD, the Coast Guard, the Coast and Geodetic Survey, or the Public Health Service (See 37 U.S.C. 801(c), as amended October 9, 1962, Pub. L. 87-777, formerly 5 U.S.C. 59(c)). (See definition of "Selling," Appendix B(c)(I.)(C.) to this Part.)

(2) *Required Statement of Employment.* (i) Each regular retired officer of the armed forces shall file with the military department in which he holds a retired status a Statement of Employment (DD Form 1357).[3] Each regular officer retiring hereafter shall file this Statement within thirty days after retirement. Whenever the information in the statement is no longer accurate, each such officer shall file a new DD Form 1357.[3]

(ii) The Military Departments shall appropriately review the Statements of Employment to assure compliance with applicable statutes and regulations.

(e) *Officers of the Reserve Components.* (1) A Reserve officer who is voluntarily serving a period of extended active duty in excess of 130 days is a full-time Government officer, and § 40.15(a), applies to him.

EXCEPTION: Any Reserve who, before being ordered to active duty, was receiving compensation from any person may, while he is on that duty, receive compensation from that person (See 10 U.S.C. 1033).

(2) A Reserve officer who is serving on active duty involuntarily for any length of time, and a Reserve officer who is voluntarily serving on extended active

duty for 130 days or less, is a "special Government employee," and § 40.15(b), applies to him.

(3) A Reserve officer (unless otherwise a full-time officer or employee of the United States) who is on active duty solely for training for any length of time is a "special Government employee," and § 40.15(b), applies to him.

(4) When he is released from active duty, a Reserve officer described in paragraphs (e) (1), (2), or (3) of this section, is a "former officer", and § 40.15(c), applies to him.

(5) Membership in a Reserve component of the armed forces or in the National Guard does not, in itself, prevent a person from practicing his civilian profession or occupation before or in connection with any department (See 5 U.S.C. 30r (c), (d)).

(6) An officer of a Reserve component, whether in a Ready, Standby or Retired Reserve status, who is not on active duty is not, solely because of his status as a Reserve, considered to be an officer or employee of the United States for the purpose of bringing him within the prohibitions summarized in § 40.15 (a), (b) or (c) (see 5 U.S.C. 30r (c), (d)).

(7) Receipt of retired pay by a Reserve or a former Reserve does not, in itself, make him an officer or employee or a former officer or employee for the purpose of bringing him within the prohibitions summarized in § 40.15 (a), (b), or (c). § 40.15(d) does not apply to a retired Reserve.

§ 40.16 Effective date and implementation.

This amended Part shall become effective on August 9, 1967. Two copies of implementing regulations of the Military Departments and Defense Agencies will be submitted to the General Counsel, DoD, for approval prior to promulgation, and no later than 60 days from the date this amended Part is published.

APPENDIX A—HOUSE CONCURRENT RESOLUTION 175, 85TH CONGRESS, 2D SESSION

Resolved by the House of Representatives (the Senate concurring), That it is the sense of the Congress that the following Code of Ethics should be adhered to by all Government employees, including officeholders:

CODE OF ETHICS FOR GOVERNMENT SERVICE

Any person in Government service should:

1. Put loyalty to the highest moral principles and to country above loyalty to persons, party, or Government department.

2. Uphold the Constitution, laws, and legal regulations of the United States and of all governments therein and never be a party to their evasion.

3. Give a full day's labor for a full day's pay; giving to the performance of his duties his earnest effort and best thought.

4. Seek to find and employ more efficient and economical ways of getting tasks accomplished.

5. Never discriminate unfairly by the dispensing of special favors or privileges to anyone, whether for remuneration or not; and never accept, for himself or his family, favors or benefits under circumstances which might be construed by reasonable persons as influencing the performance of his governmental duties.

6. Make no private promises of any kind binding upon the duties of office, since a Government employee has no private word which can be binding on public duty.

7. Engage in no business with the Government, either directly or indirectly, which is inconsistent with the conscientious performance of his governmental duties.

8. Never use any information coming to him confidentially in the performance of governmental duties as a means for making private profit.

9. Expose corruption wherever discovered.

10. Uphold these principles, ever conscious that public office is a public trust.

APPENDIX B—DIGEST OF CONFLICT OF INTEREST LAWS

(a) LAWS APPLICABLE TO FULL-TIME OFFICERS AND EMPLOYEES

I. *18 U.S.C. 203.* Subsection (a) of this section in general prohibits an officer or employee of the United States in any branch or agency of the Government from soliciting or receiving compensation for services rendered on behalf of another person before a Government department or agency in relation to any particular matter in which the United States is a party or has a direct and substantial interest. The subsection does not prelude compensation for services rendered on behalf of another in court.

Subsection (b) makes it unlawful for anyone to offer or pay compensation, the solicitation or receipt of which is barred by subsection (a).

II. *18 U.S.C. 205.* This section contains two major prohibitions. The first prevents an officer or employee of the United States in any branch or agency of the Government from acting as agent or attorney for prosecuting any claim against the United States, including a claim in court, whether for compensation or not. It also prevents him from receiving a gratuity, or a share or interest in any such claim, for assistance in the prosecution thereof.

The second main prohibition of section 205 is concerned with more than claims. It precludes an officer or employee of the Government from acting as agent or attorney for anyone else before a department, agency or court in connection with any particular matter in which the United States is a party or has a direct and substantial interest.

18 U.S.C. 203 and 205 overlap. The following are the few important differences between sections 203 and 205 as they apply to officers and employees of the Government:

(1) Section 203 bars services rendered for compensation solicited or received, but not those rendered without such compensation; section 205 bars both kinds of services.

(2) Section 203 bars services rendered before the departments and agencies but not services rendered in court; section 205 bars both.

It should be noted, however, that for all practical purposes section 205 completely overshadows section 203.

Exemptions: Section 205 permits a Government officer or employee to represent another person, without compensation, in a disciplinary, loyalty or other personnel matter. Another provision declares that the section does not prevent an officer or employee from giving testimony under oath or making statements required to be made under penalty for perjury or contempt.

Section 205 also authorizes a limited waiver of its restrictions and those of section 203 for the benefit of an officer or employee, including a special Government employee, who represents his own parents, spouse or child, or a person or estate he serves as a fiduciary. The waiver is available to the officer or employee, whether acting for any such person with or without compensation, but only if approved by the official making appointments to his position. In no event does the waiver extend to his representation of any such person in matters in which he has participated personally and substantially or which, even in the absence of such participation, are the subject of his official responsibility.

Finally, section 205 gives the head of a department or agency the power, notwithstanding any applicable restrictions in its provisions or those of section 203, to allow a special Government employee to represent his regular employer or other outside organization in the performance of work under a Government grant or contract. However, this action is open to the department or agency head only upon his certification, published in the FEDERAL REGISTER, that the national interest requires it.

III. *18 U.S.C. 208.* This section forbids certain actions by an officer or employee of the Government in his role as a servant or representative of the Government. Its thrust is therefore to be distinguished from that of 18 U.S.C. 203 and 205 which forbid certain actions in his capacity as a representative of persons outside the Government.

Subsection (a) in substance requires an officer or employee of the executive branch, including a special Government employee, to refrain from participating as such in any matter in which, to his knowledge, he, his spouse, minor child or partner has a financial interest. He must also remove himself from a matter in which a business or nonprofit organization with which he is connected or is seeking employment has a financial interest. Under this section, a "particular matter" may be a matter less concrete than an actual contract, because the concept of a "particular matter involving a specific party or parties" is not used here as in other sections. However, a "particular matter" is something more specific than rule making or abstract scientific principles. The test for determining whether the action of the individual involves a particular matter in which he (or the other enumerated parties) has a financial interest is whether he might reasonably anticipate that his action or the decision in which he participates or with respect to which he advises, will have a direct and predictable effect upon a financial interest of himself, his spouse, minor child, partner or organization with which he is connected or seeking employment.

Subsection (b) permits the agency of an officer or employee to grant him an ad hoc exemption from subsection (a) if the outside financial interest in a matter is deemed not substantial enough to have an effect on the integrity of his services. Financial interests of this kind may also be made nondisqualifying by a general regulation published in the FEDERAL REGISTER.

IV. *18 U.S.C. 209.* Subsection (a) prevents an officer or employee of the executive branch, and independent agency or the District of Columbia from receiving, and anyone from paying him, any salary or supplementation of salary from a private source as compensation for his services to the Government.

Subsection (b) specifically authorizes an officer or employee covered by subsection (a) to continue his participation in a bona fide pension plan or other employee welfare or benefit plan maintained by a former employer.

Subsection (c) provides that section 209 does not apply to a special Government employee or to anyone serving the Government without compensation, whether or not he is a special Government employee.

Subsection (d) provides that the section does not prohibit the payment or acceptance

of contributions, awards or other expenses under the terms of the Government Employees Training Act.

V. *Applicable to Regular Navy and Marine Officers, 37 U.S.C. 801(a) Formerly 10 U.S.C. 6112(a).* An officer of the Regular Navy or the Regular Marine Corps, other than a retired officer, may not be employed by any person furnishing Naval supplies or war materials to the United States. If such an officer is so employed, he is not entitled to any payment from the United States during that employment.

(b) LAW APPLICABLE TO FORMER OFFICERS AND EMPLOYEES

I. *18 U.S.C. 207.* Subsections (a) and (b) of this section contain post-employment prohibitions applicable to persons who have ended service as officers or employees of the executive branch. The prohibitions for persons who have served as special Government employees are the same as for persons who have performed regular duties.

The restraint of subsection (a) is against a former officer or employee's acting as agent or attorney for anyone other than the United States in connection with certain matters, whether pending in the courts or elsewhere. The matters are those involving a specific party or parties in which the United States is one of the parties or has a direct and substantial interest and in which the former officer or employee participated personally and substantially while holding a Government position.

Subsection (b) sets forth a one-year post-employment prohibition in respect of those matters which were within the area of official responsibility of a former officer or employee at any time during the last year of his service but which do not come within subsection (a) because he did not participate in them personally and substantially. More particularly, the prohibition of subsection (b) prevents his personal appearance in such matters before a court or a department or agency of the Government as agent or attorney for anyone other than the United States. Where, in the year prior to the end of his service, a former officer or employee has changed areas of responsibility by transferring from one agency to another, the period of his post-employment ineligibility as to matters in a particular area ends one year after his responsibility for that area ends. For example, if an individual transfers from a supervisory position in the Internal Revenue Service to a supervisory position in DoD and leaves DoD for private employment nine months later, he will be free of the restriction of subsection (b) in three months insofar as Internal Revenue matters are concerned. He will of course be bound by it for a year in respect of DoD matters.

The proviso following subsections (a) and (b) authorizes a department head, notwithstanding anything to the contrary in their provisions, to permit a former officer or employee with outstanding scientific qualifications to act as attorney or agent or appear personally before the department for another in a matter in a scientific field. This authority may be exercised by the department head upon a "national interest" certification published in the FEDERAL REGISTER.

Subsection (a) describes the activities it forbids as being in connection with "particular matters involving a specific party or parties" in which the former officer or employee had participated. Subsection (b) relates to matters which were under his official responsibility. The language of both does not include general rulemaking, the formulation of general policy or standards, or other similar matters. Thus, past participation in or official responsibility for a matter of this kind on behalf of the Government does not disqualify a former employee from representing another person in a proceeding which is governed by the rule or other result of such matter. Similarly, in the scientific field past participation in discussion of scientific or engineering concepts, the feasibility of scientific or technical accomplishments or proposed Government programs in early stages prior to the formulation of contract or a contract proposal where specific parties become involved in a matter, does not disqualify the former employee from representing his company with respect to a contract entered into at a later time even though the same general scientific matters may be involved in such a contract.

Subsection (a) bars permanently a greater variety of actions than subsection (b) bars temporarily. The conduct made unlawful by the former is any action as agent or attorney, while that made unlawful by the latter is a personal appearance as agent or attorney. However, neither subsection precludes post-employment activities which may fairly be characterized as no more than aiding or assisting another. An individual who has left the department to accept private employment may, for example, immediately perform technical work in his company's plant in relation to a contract for which he had official responsibility—or, for that matter, in relation to one he helped the agency negotiate. On the other hand, he is forbidden for a year, in the first case, to appear personally before the department as the agent or attorney of his company in connection with a dispute over the terms of the contract. He may at no time appear personally before the department or otherwise act as agent or attorney for his company in such dispute if he helped negotiate the contract. Under both sections the disability is personal, and neither section would prevent the former officer or employee from becoming the president or other officer of a corporation which has contracts with the Government, so long as such former officer or employee does not personally act as the agent or attorney of the company in dealing with the matters covered under Sections a and b.

(c) SUMMARY OF LAWS APPLICABLE TO RETIRED REGULAR OFFICERS NOT ON ACTIVE DUTY

DUTY

I. *Prohibited Activities.* A. *Matters Connected With Former Duties or Official Responsibilities.* A retired regular officer not on active duty is considered to be a "former officer" for the purposes of 18 U.S.C. 207 and therefore, the prohibitions discussed in paragraph XVI.C and Inclosure 3 B apply to him.

B. *Claims.* A retired regular officer of the armed forces may not, within two years of his retirement, act as agent or attorney for prosecuting any claim against the Government, or assist in the prosecution of such a claim or receive any gratuity or any share of or interest in such claim in consideration for having assisted in the prosecution of such a claim, if such claim involves the department in whice service he holds a retired status. Nor may a regular retired officer at any time act as an agent or attorney for prosecuting any claim against the Government or assist in prosecution of such claim, or receive any gratuity or any share of or interest in such a claim in consideration for having assisted in the prosecution of such claim, if such claim involves any subject matter with which he was directly connected while on active duty (See 18 U.S.C. 283).

C. *Selling.* 1. A retired regular officer is prohibited, at all times, from receiving or agreeing to receive any compensation for representing any person in the sale of anything to the Government through the department in whose service he holds a retired status (See 18 U.S.C. 281).

2. 37 U.S.C. 801(c) as amended October 9, 1962, PL. 87-777, formerly 5 U.S.C. 59(c) provides:

"No payment shall be made from appropriations in any Act to any officer on the retired lists of the Regular Army, Regular Navy, Regular Marine Corps, Regular Air Force, Regular Coast Guard, Coast and Geodetic Survey, and Public Health Service for a period of *three* years after retirement who for himself or for others is engaged in the selling of or contracting for the sale of or negotiating for the sale of, to any agency of the Department of Defense, the Coast Guard, the Coast and Geodetic Survey, and the Public Health Service any supplies or war materials."

For the purpose of this statute, "selling" means:

a. Signing a bid, proposal, or contract;

b. Negotiating a contract;

c. Contacting an officer or employee of any of the foregoing departments or agencies for the purpose of:

(1) Obtaining or negotiating contracts,

(2) Negotiating or discussing changes in specifications, price, cost allowances, or other terms of a contract, or

(3) Setting disputes concerning performance of a contract, or

d. Any other liaison activity with a view toward the ultimate consummation of a sale although the actual contract therefor is subsequently negotiated by another person.

However, it is not the intent of this Directive to preclude a retired regular officer from accepting employment with private industry solely because his employer is a contractor with the Government.

II. *Exemptions from Law Applying to Officers on Active Duty.* A regular officer who has been retired continues to be an "officer" of the United States for purposes of many statutes. However, the laws applying to officers on active duty listed in paragraph XVI A of this Directive do not normally apply to retired regular officers not on active duty. The law specifically provides that 18 U.S.C. 203 and 205 do not apply to a retired officer while not on active duty who is not otherwise an officer or employee of the United States (See 18 U.S.C. 206). In addition, as a practical matter, 18 U.S.C. 208 and 209 do not apply to a retired officer not on active duty who is not performing services for the Government, solely because of his status as a retired regular officer.

(d) OTHER RELATED LAWS APPLICABLE TO ALL DEPARTMENT OF DEFENSE PERSONNEL

The following activities may subject present and former DoD personnel to penalties:

A. Aiding, abetting, counseling, commanding, inducing, or procuring another to commit a crime under any criminal statute (See 18 U.S.C. 201).

B. Concealing or failing to report to proper authorities the commission of a felony under any criminal statute if such personnel knew of the actual commission of the crime (See 18 U.S.C. 4).

C. Conspiring with one or more other persons to commit a crime under any criminal statute or to defraud the United States, if any party to the conspiracy does any act to effect the object of the conspiracy (See 18 U.S.C. 371).

D. The prohibition against lobbying with appropriated funds (See 18 U.S.C. 191).

E. The prohibitions against disloyalty and striking (See 5 U.S.C. 7311, 18 U.S.C. 1918).

F. The prohibition against the employment of a member of a Communist organization (See 50 U.S.C. 784).

G. The prohibition against (1) the disclosure of classified information (See 18 U.S.C. 798, 50 U.S.C. 783); and (2) the disclosure of confidential information (See 18 U.S.C. 1905).

H. The provision relating to the habitual use of intoxicants to excess (See 5 U.S.C. 7352).

I. The prohibition against the misuse of a Government vehicle (See 31 U.S.C. 638a (c)).

J. The prohibition against the misuse of the franking privilege (See 18 U.S.C. 1719).

K. The prohibition against the use of deceit in an examination or personnel action in connection with Government employment (See 18 U.S.C. 1917).

L. The prohibition against fraud or false statements in a Government matter (See 18 U.S.C. 1001).

M. The prohibition against mutilating or destroying a public record (See 18 U.S.C. 2071).

N. The prohibition against counterfeiting and forging transportation requests (See 18 U.S.C. 508).

O. The prohibitions against (1) embezzlement of Government money or property (18 U.S.C. 641); (2) failing to account for public money (18 U.S.C. 643); and (3) embezzlement of the money or property of another person in the possession of an employment by reason of his employment (18 U.S.C. 654).

P. The prohibition against unauthorized use of documents relating to claims from or by the Government (18 U.S.C. 285).

Q. The prohibitions against political activities in subchapter III of chapter 73 of title 5, United States Code (5 U.S.C. 7321–7327) and 18 U.S.C. 602, 603, 607 and 608. (Civilian employees).

R. The prohibitions against an employee (including a special Government employee) who is required to register under the Foreign Agents Registration Act of 1938 (18 U.S.C. 219) serving the Government. The criminal penalties of this section do not apply to a special Government employee in any case in which the department head sends a certificate to the Attorney General that his employment by the United States Government is in the national interest. The section does not apply to retired regular officers or to reserves who are not on active duty or who are on active duty for training.

APPENDIX C—EXTRACT FROM APPENDIX C, OF CIVIL SERVICE FEDERAL PERSONNEL

MANUAL SYSTEM ON SPECIAL GOVERNMENT EMPLOYEES (INCLUDING GUIDELINES FOR OBTAINING AND UTILIZING THE SERVICES OF SPECIAL GOVERNMENT EMPLOYEES)

Each department and agency should observe the following rules in obtaining and utilizing the services of a consultant, adviser, or other temporary or intermittent employee:

(a) At the time of his original appointment and the time of each appointment thereafter, the department or agency should make its best estimate of the number of days during the following 365 days on which it will require the services of the appointee. A part of a day should be counted as a full day for the purposes of this estimate, and a Saturday, Sunday, or holiday on which duty is to be performed should be counted equally with a regular work day.

(b) Unless otherwise provided by law, an appointment should not extend for more than 365 days. When an appointment extends beyond that period, an estimate as required by paragraph (a) should be made at the inception of the appointment and a new estimate at the expiration of each 365 days thereafter.

(c) If a department or agency estimates, pursuant to paragraph (a) or (b), that an appointee will serve more than 130 days during the ensuing 365 days, the appointee should not be carried on the rolls as a special Government employee and the department or agency should instruct him that he is regarded as subject to the prohibitions of 18 U.S.C. 203 and 205 to the same extent as if he were to serve as a full-time employee. If the estimate is that he will serve no more than 130 days during the following 365 days, he should be carried on the rolls of the department or agency as a special Government employee and instructed that he is regarded as subject only to the restrictions of 18 U.S.C. 203 and 205. Even if it becomes apparent, prior to the end of a period of 365 days for which a department or agency has made an estimate on an appointee, that he has not been accurately classified, he should nevertheless continue to be considered a special Government employee or not, as the case may be, for the remainder of that 365-day period.

(d) An employee who undertakes service with two departments or agencies shall inform each of his arrangements with the other. If both his appointments are made on the same date, the aggregate of the estimates made by the departments or agencies under paragraph (a) or (b) shall be considered determinative of his classification by each. Notwithstanding anything to the contrary in paragraphs (a), (b), or (c), if after being employed by one department or agency, a special Government employee is appointed by a second to serve it in the same capacity, each department or agency should make an estimate of the amount of his service to it for the remaining portion of the 365-day period covered by the original estimate of the first. The sum of the two estimates and of the actual number of days of his service to the first department or agency during the prior portion of such 365-day period shall be considered determinative of the classification of the appointee by each during the remaining portion. If an employee undertakes to serve more than two departments or agencies, they shall classify him in a manner similar to that prescribed in this paragraph for two agencies. Each agency which employs special Government employees who serve other agencies shall designate an officer to coordinate the classification of such employees with such other agencies.

(e) When a person is serving as a member of an advisory committee, board or other group, and is by virtue of his membership thereon an officer or employee of the United States, the requirements of paragraphs (a), (b), (c), and (d) should be carried out to the same extent as if he were serving the sponsoring department or agency separately and individually.

(f) The 60-day standard affecting a special Government employee's private activities before his department or agency is a standard of actual past service, as contrasted with the 130-day standard of estimated future service discussed above. A special Government employee is barred from representing another person before his department or agency at times when he has served it for an aggregate of more than 60 days during the past 365 days. Thus, although once having been in effect, the statutory bar may be lifted later by reason of an intervening period of nonservice. In other words, as a matter of law the bar may fluctuate in its effect during the course of a special Government employee's relationship with his department or agency.

(g) A part of a day should be counted as a full day in connection with the 60-day standard discussed in paragraph (f), above, and a Saturday, Sunday, or holiday on which duty has been performed should be counted equally with a regular work day. Service performed by a special Government employee in one department or agency should not be counted by another in connection with the 60-day standard.

To a considerable extent the prohibitions of 18 U.S.C. 203 and 205 are aimed at the sale of influence to gain special favors for private businesses and other organizations and at the misuse of governmental position or information. In accordance with these aims, it is desirable that a consultant or adviser or other individual who is a special Government employee, even when not compelled to do so by 18 U.S.C. 203 and 205, should make every effort in his private work to avoid any personal contact in negotiations for contracts or grants with the department or agency which he is serving if the subject matter is related to the subject matter of his consultancy or other service. It is recognized that this will not always be possible to achieve; for example, in a situation in which a consultant or adviser has an executive position and responsibility with his regular employer which requires him to participate personally in contract negotiations with the department or agency he is advising. When this situation occurs, the consultant or adviser should participate in the negotiations for his employer only with the knowledge of a responsible government official. In other instances an occasional consultant or adviser may have technical knowledge which is indispensable to his regular employer in his efforts to formulate a research and development contract or a research grant and, for the same reason, it is in the interest of the Government that he should take part in negotiations for his private employer. Again, he should participate only with the knowledge of a responsible Government official.

Section 205 of title 18 contains an exemptive provision dealing with a similar situation which may arise after a Government grant or contract has been negotiated. This provision in certain cases permits both the Government and the private employer of a special Government employee to benefit from his performance of work under a grant or contract for which he otherwise would be disqualified because he had participated in the matter for the Government or it is pending in an agency he has served for more than 60 days in the past year. More particularly, the provision gives the head of a department or agency the power, notwithstanding any prohibition in either 18 U.S.C. 203 or 205, to allow a special Government employee to represent before such department or agency either his regular employer or another person or organization in the performance of work under a grant or contract. As a basis for this action, the department or agency head must first make a certification in writing, published in the FEDERAL REGISTER, that it is required by the national interest.

It is necessary occasionally to distinguish between consultants and advisers who are special Government employees and persons who are invited to appear at a department or agency in a representative capacity to speak for firms or an industry, or for labor or agriculture, or for any other recognizable group of persons, including, on occasion, the public at large. A consultant or adviser whose advice is obtained by a department or agency from time to time because of his individual qualifications and who serves in an independent capacity is an officer or employee of the Government. On the other hand, one who is requested to appear before

a Government department or agency to present the views of a nongovernmental organization or group which he represents, or for which he is in a position to speak, does not act as a servant of the Government and is not its officer or employee. He is therefore not subject to the conflict of interest laws and is not within the scope of this chapter.

The following principles are useful in arriving at a determination whether an individual is acting before an agency in a representative capacity:

(1) A person who receives compensation from the Government for his services as an adviser or consultant is its employee and not a representative of an outside group. The Government's payment of travel expenses and a *per diem* allowance, however, does not by itself make the recipient an employee.

(2) It is rare that a consultant or adviser who serves alone is acting in a representative capacity. Those who have representative roles are for the most part persons serving as members of an advisory committee or similar body utilized by a Government agency. It does not follow, however, that the members of every such body are acting as representatives and are therefore outside the range of the conflict of interest laws. The result is limited to the members of committees utilized to obtain the views of nongovernmental groups or organizations.

(3) The fact that an individual is appointed by an agency to an advisory committee upon the recommendation of an outside group or organization tends to support the conclusion that he has a representative function.

(4) Although members of a governmental advisory body who are expected to bind outside organizations are no doubt serving in a representative capacity, the absence of authority to bind outside groups does not require the conclusion that the members are Government employees. What is important is whether they function as spokesmen for nongovernmental groups or organizations and not whether they can formally commit them.

(5) When an adviser or consultant is in a position to act as a spokesman for the United States or a Government agency—as, for example, in an international conference—he is obviously acting as an officer or employee of the Government.

While it would be highly desirable, in order to minimize the occurrence of conflicts of interest, for departments and agencies of the Government to avoid appointing to advisory positions individuals who are employed or consulted by contractors or others having a substantial amount of business with that department or agency, it is recognized that the Government has, of necessity, become increasingly concerned with highly technical areas of specialization and that the number of individuals expert in those areas is frequently very small. Therefore, in many instances it will not be possible for a department or agency to obtain the services of a competent adviser or consultant who is not in fact employed or consulted by such contractors. In addition, an advisory group may of necessity be composed largely or wholly of persons of a common class or group whose employers may benefit from the advice given. An example would be a group of university scientists advising on research grants to universities. Only in such a group can the necessary expertise be found. In all these circumstances, particular care should be exercised to exclude his employer's or clients' contracts or other transactions with the Government from the range of the consultant's or adviser's duties.

MAURICE W. ROCHE,
Director, Correspondence and Directives OASD (Comptroller).

APRIL 7, 1975.

[FR Doc.75-9325 Filed 4-9-75;8:45 am]

SUBCHAPTER P—RECORDS

PART 287—AVAILABILITY TO THE PUBLIC OF DEFENSE COMMUNICATIONS AGENCY INFORMATION

Procedure and Requirements

Pursuant to the provisions of Public Law 93-502, enacted November 21, 1974, notice is hereby given of revised DCA Instruction 210-225-1 implementing 5 U.S.C. 552, as amended by Public Law 93-502, Freedom of Information Act. This Part 287 provides overall guidance to Defense Communications Agency organization on how they should respond to requests from the public for records under the Freedom of Information Act, as amended. This regulation will become effective 31 March 1975. However, public comments and recommendations submitted to Defense Communications Agency, ATTN: Code 105, Washington, D.C. 20305 by 30 May 1975 will be considered in determining the need for modification of the regulation.

Part 287, Subchapter P, Chapter I of Title 32 of the Code of Federal Regulations is revised as follows:

Sec.
287.1 Purpose.
287.2 Applicability.
287.3 Authority.
287.4 Responsibilities.
287.5 Fees.
287.6 Reports.
287.7 Questions.
287.8 "For Official Use Only" records.

AUTHORITY: 5 U.S.C. 552, as amended by Public Law 93-502.

§ 287.1 Purpose.

This Part delineates responsibility for making available to the public the maximum amount of information concerning the operations and activities of the Defense Communications Agency (DCA).

§ 287.2 Applicability.

This Part is applicable to Headquarters, DCA and DCA field activities.

§ 287.3 Authority.

This Part is published in accordance with the authority contained in 40 FR 8190, 26 February 1975, and 40 FR 4911, 3 February 1975.

§ 287.4 Responsibilities.

(a) The Assistant to the Director for Administration, Headquarters, DCA will:

(1) Prepare in proper format and arrange for publication in the Federal Register the necessary regulations to implement title 5, United States Code, section 552, as amended by Public Law 93-502 (Freedom of Information Act), subject to the provisions contained in 32 CFR 286.8.

(2) Make the material described in 32 CFR 286.5 and 286.6 available for public inspection and copying at Headquarters, DCA, 8th Street South and South Courthouse Road, Arlington, Virginia. A current index of this material will be maintained in accordance with the appropriate provisions of 32 CFR 286.

(3) Establish programs of instruction on the provisions and requirements of 32 CFR 286.7 for all officials and employees who contribute to DCA's implementation of the Freedom of Information Act.

(4) Be responsible for arranging for the publication in the FEDERAL REGISTER, after coordinating with the DCA Counsel, of appropriate material setting forth where, how, and by what authority DCA performs its functions and for informing all interested persons how to deal effectively with the Agency. These publications will be made in accordance with the guidelines contained in 40 CFR 296.

(b) The Deputy Directors, the Comptroller, and the Chief of Staff, DCA will, subject to the exceptions set forth in 32 CFR 286:

(1) Furnish the Assistant to the Director for Administration with copies of the material, described in 32 CFR 286.5 and 286.6 that is to be published in the FEDERAL REGISTER.

(2) Furnish the Civilian Assistant to the Chief of Staff, when requested, with DCA documentary material, which qualifies as a record in accordance with 32 CFR 286.5, for the purpose of responding to private persons. All such requests for information will be referred to the Civilian Assistant to the Chief of Staff.

(c) The Director, DCEC and the Commanders and Chiefs of other DCA field activities will:

(1) Provide the Assistant to the Director for Administration and the Civilian Assistant to the Chief of Staff, as appropriate, with material described in 32 CFR 286.5 and 286.6.

(2) Release records upon their own authority and concurrently provide a copy of the records released to Headquarters, DCA, Code 104.

(3) Develop supplemental instructions to DCAI 210-225-1, as required, to cover requests for information from the public which are received on a regular basis and which usually pertain to information that may be released without question. Supplemental instructions will be submitted to DCA, Code 105, for review and approval prior to implementation.

(d) The Civilian Assistant to the Chief of Staff, Headquarters, DCA, is vested with the authority, within DCA, to release records for all requests coming to Headquarters, DCA, and to the field activities in the Metropolitan Washington area, and will:

(1) Respond to all requests for records from private persons in accordance

with the provisions of 32 CFR 286.4 whether the requests are received directly by Headquarters, DCA or referred to the Headquarters, DCA by DCA field activities. Coordinate such release with the Counsel in any case in which release is, or may be, controversial.

(2) Be the DCA principal point of contact and coordination with the ASD (PA).

(3) Insure the cooperation of DCA with the ASD(PA) in fulfilling his responsibility for monitoring the implementation of 32 CFR 286.7.

(4) Refer cases of significance to the ASD(PA) for review and evaluation, after coordination with Counsel and with the approval of the Chief of Staff, when the issues raised are unusual or precedent setting or otherwise require special attention or guidance.

(5) Advise the ASD(PA) prior to the denial of a request or prior to an appeal when two or more DoD components are affected by the request for a particular record and when circumstances suggest a potential public controversy.

(6) Be responsible for the annual reporting requirement contained in 32 CFR 286.7.

(e) Within DCA, the sole authority to deny, in whole or in part, a request for records is vested in the DCA Counsel (Code 105) or, in his absence, in the Deputy Counsel. A denial by the DCA Counsel is appealable solely to the Director or to the Vice Director acting in the absence of the Director. The Counsel, DCA, will:

(1) Make the decision, whenever, a request for a record is to be denied in whole or in part, in accordance with the criteria provided in 32 CFR 286.

(2) Inform, in writing, the person denied a record as to the basis for the denial of the request, and advise him of his right to appeal the decision to the Director, DCA.

(3) Ensure, that if such an appeal is taken, that the basis for the determination by the Director, DCA to refuse to release the record will be in writing, will state the reasons for the denial, and will inform the requester of his right to a judicial review in the appropriate U.S. district court; or if the denial is based upon security classification, of the requester's optional right to seek declassification of the record by the Interagency Classification Review Committee in lieu of immediate judicial review. No final refusal shall be made without prior consultation with the Office of the General Counsel of the Department of Defense when there is reason to believe that the requester will file a complaint in the U.S. district court to force release of the refused record.

(f) The Chief of Staff, Headquarters, DCA will, on behalf of the Director, DCA, respond to the corrective action recommended by the Civil Service Commission for arbitrary or capricious withholding of records, requested, pursuant to the Freedom of Information Act, by officers or employees of DCA. This action will be coordinated with the Counsel, DCA.

§ 287.5 Fees.

Fees which may be charged to the requester are contained in 32 CFR 286.5 and 286.10. Exceptions to charging fees are as follows: if the total fee would be less than $3; if the record is not located; if the record is determined to be exempt from disclosure; if the requester is engaged in a nonprofit activity designed for public health, safety, or welfare; if the requester is a representative of a State or local government or of a nonprofit group considered as primarily benefiting the general public. Fees ordinarily will be collected in advance of rendering the service unless the requester has specifically stated that whatever cost is involved is acceptable to him. Collection of schedule fees will be deposited to Miscellaneous Receipts of the Treasury.

§ 287.6 Reports.

Each major staff element and field activity on the distribution list of this DCA Instruction will furnish an annual report to Headquarters, DCA, Code 104, on or before 15 January of each year (Reports Control Symbol DD-PA(A) 1365) which will contain that information requested in 32 CFR 286.15.

§ 287.7 Questions.

Questions on both the substance and procedures of the Freedom of Information Act and the DCA implementation thereof should be addressed to the DCA Counsel by the most expeditious means possible, including telephone calls.

§ 287.8 "For Official Use Only" records.

The designation of "For Official Use Only" will be applied to documents and other material only as authorized by 32 CFR 286.1.

MAURICE W. ROCHE,
Director Correspondence and Directives OASD (Comptroller).

APRIL 7, 1975.

[FR Doc.75-9327 Filed 4-9-75;8:45 am]

Title 40—Protection of the Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER N—EFFLUENT GUIDELINES AND STANDARDS

[FRL 357-5]

PART 408—CANNED AND PRESERVED SEAFOOD PROCESSING POINT SOURCE CATEGORY

Corrections

Notice is hereby given that the Environmental Protection Agency (EPA) is correcting 40 CFR 408—Canned and Preserved Seafood Processing Point Source Category as set forth below. 40 CFR 408 was promulgated in interim final form on January 30, 1975, pursuant to sections 301, 304 (b) and (c) of the Federal Water Pollution Control Act as amended 33 U.S.C. 1252, 1311, 1314 (b) and (c), 1316 (b) and 1317(c); 86 Stat. 816 et seq.; Pub. L. 92-500 (the Act).

The purpose of this notice is to correct errors in the preamble and Subparts 0 through AG. The corrections encompass typographical, clerical and editorial errors and do not involve any substantive or policy issues.

In FR Document 75-2725 appearing on pages 4582 through 4607 in the issue of January 30, 1975, make the following changes:

1. In the preamble, section (b) (2) (i), 1st paragraph, line 2 the word "proposing" is revised to "establishing."

2. In the preamble, section (b) (2) (i) (8), 1st paragraph, line 3 the word "Mechanized" is revised to "mechanized."

3. In the preamble, section (b) (2) (iv) (5), 1st paragraph shall be revised to read as follows:

"The best practicable control technology currently available involves 'good housekeeping' practices which are considered normal practice within the seafood processing industry such as turning off faucets and hoses when not in use or using spring-loaded hose nozzles, by-product recovery or ultimate disposal of solids, and treatment of the waste water effluent a) by screening for plants processing 1816 kg (4000 lbs) or less of raw material per day and b) by dissolved air flotation in addition to screening for plants processing more than 1816 kg (4000 lbs) of raw material per day on any day during a calendar year."

4. In the preamble, section (b) (2) (vii), 1st paragraph, line 20 the word "post" is revised to "pose."

5. In the preamble, section (b) (2) (vii), 2nd paragraph, line 8 the phrase "The proposed effluent limitations * * *" is revised to "The interim final effluent limitations * * *"

6. In the preamble, section (b) (2) (vii), 2nd paragraph, line 11 the phrase "* * * proposed limitations for 1977 * * *" is revised to "* * * interim final limitations for 1977 * * *"

7. In the preamble, comment #9, 4th paragraph, line 20 "20" is revised to "19".

8. In the preamble, comment #22, 3rd paragraph, line 9 the word "than" is revised to "that."

9. The line preceding § 408.160 "Salmon Processing Subcategory" is revised to "Subpart P—Alaskan Hand-Butchered Salmon Processing Subcategory."

10. The table in § 408.213 shall be revised to read as follows:

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed—
(Metric units) kg/kkg of product		
BOD5	0.73	0.58
TSS	1.5	0.73
Oil and grease	0.04	0.03
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	0.73	0.58
TSS	1.5	0.73
Oil and grease	0.04	0.03
pH	Within the range 6.0 to 9.0.	

Dated: March 27, 1975.

JOHN QUARLES,
Acting Administrator.

[FR Doc.75-9322 Filed 4-9-75;8:45 am]

Title 41—Public Contracts and Property Management

CHAPTER 7—AGENCY FOR INTERNATIONAL DEVELOPMENT, DEPARTMENT OF STATE

[AIDPR Notice 75-5]

PROCUREMENT REGULATIONS

Miscellaneous Amendments

This notice contains amendments to various sections of the AID Procurement regulations. They are:

1. Addition of a new § 7-1.313, Record of contract actions, which lists the documents required for a complete file on the contract.

2. Addition of a clause to be used when applicable prohibiting use of AID funds for abortion-related activities.

3. Deletion of the requirement that participant training Contractors submit transcripts since the information is obtained by other means.

4. Addition of two new forms—the Contract Negotiator's Checklist and Contractor Employee Biographical Data Sheet. These forms have been Agency requirements, but have now been moved from the Agency's Manual Orders to the AID Procurement Regulations.

5. Revision of Subpart 7-30.45 covering use of the Federal Reserve Letter of Credit to bring the Agency into conformance with Treasury Department requirements.

Title 41, Chapter 7 is amended as follows:

PART 7-1—GENERAL

Subpart 7-1.3—General Policies

1. Add a new § 7-1.313 as follows:

§ 7-1.313 Record of contract actions.

(a) In order that the official contract file may contain a full history of each procurement to support actions taken by various personnel in the procurement cycle, provide information for reviews conducted by AID or others, supply data for use in preparing replies to Congressional inquiries, and furnish essential facts in the event of litigation, each such file shall contain the following data, as applicable:

(1) A copy of the Project Implementation Order (PIO) or other action authority document that conveys authority to procure services or personal property against AID financing;

(2) On negotiated procurements, identification of the circumstance permitting negotiation (AIDPR 7-3.200-50) (FPR 1-3.2);

(3) A list of the sources solicited or justification for limiting sources (AIDPR 7-3.101-50) and a list of any firms or persons whose requests for copies of the solicitation were denied, together with the reasons for denial;

(4) A copy of the formal solicitation of proposal, the Invitation for Bid (IFB), or a record of informal solicitation of proposals;

(5) A copy of the synopsis message sent to the Commerce Business Daily for publicizing contracting or subcontracting possibilities (FPR 1-1.1003-7) or reasons for not synopsizing (FPR 1-1.1003-2);

(6) A copy of each signed bid or proposal received;

(7) The Bidder's Statement of Contingent Fee (FPR 1-1.505);

(8) All price and cost data submitted or used, including Certificates of Current Cost or Pricing Data (FPR 1-3.807-4) and Cost Accounting Standards Disclosure Statement (FPR 1-3.1203);

(9) The contracting officer's determination of the contractor's responsibility (FPR 1-1.1204);

(10) A full record of negotiations (memorandum of negotiation) including, but not limited to:

(i) Participants,

(ii) Dates and places of meetings,

(iii) Selection of the successful contractor, including reasons for selection,

(iv) Agreements on Government-furnished materials, equipment, or facilities,

(v) Technical or financial recommendations,

(vi) Terms, conditions and type of contract agreed to,

(vii) Agreements on subcontracting,

(viii) Justification for fixed fee or profit, and

(ix) Justification for final cost or price;

(11) Required Determinations and Findings (FPR 1-3.302);

(12) A record of the pre-award on-site-evaluation surveys conducted (FPR 1-1.1205-4);

(13) A copy of any deviations approved pursuant to AIDPR 7-1.107 or 7-1.305-3;

(14) Any required approvals and clearances (General Counsel, Security, Technical, Auditor General, Small Business, etc.);

(15) A copy of the contract or award;

(16) A copy of the synopsis message sent to the Commerce Business Daily publicizing contract awards (FPR 1-1.1004-1);

(17) Any exceptions or exemptions to the Buy American Act or Foreign Assistance Act (FPR 1-6.1) (AIDPR 7-6.103-51, 7-6.51 and 7-6.52);

(18) Copies of all amendments and task orders with supporting documents;

(19) Copy of contractor's established policies and practices covering compensation, leave, work week, promotions, etc.;

(20) Evidence of contractor's compliance with equal opportunity provisions (AIDPR 7-12.805-4);

(21) Copies of advance payment data (FPR 1-30.4);

(22) Copies of the Federal Reserve Letter of Credit (FRLC) data (AIDPR 7-30.45);

(23) Copy of contracting officer's decisions under the Disputes clause (AID PR 7-1.318);

(24) Termination data (FPR 1-8) (AIDPR 7-8);

(25) All other pertinent correspondence, documents and reports;

(26) Final release upon completion of the contract (standard payment clause, AIDPR 7-7, 7-16.851).

PART 7-6—FOREIGN PURCHASES

Subpart 7-6.52—U.S. Source Restrictions—Commodities

§ 7-6.5204 [Amended]

2. Section 7-6.5204 is amended to change the phrase "ten percent" in the certification to "50 percent".

PART 7-7—CONTRACT CLAUSES

Subpart 7-7.50—Clauses for Cost Reimbursement Type Contracts

3. New § 7-7.5003-3, *Abortion-related activities*, is added as follows:

§ 7-7.5003-3 Abortion-related activities.

Insert the following clause in all contracts funded under Title X of the Foreign Assistance Act of 1961, as amended:

ABORTION-RELATED ACTIVITIES (APR 1975)

No funds made available under this contract will be used for the following family planning and population assistance activities:

(1) procurement or distribution of equipment provided for the purpose of inducing abortions as a method of family planning;

(2) information, education, training, or communication programs that seek to promote abortion as a method of family planning;

(3) payments to women in less developed countries to have abortions as a method of family planning;

(4) payments to persons to perform abortions or to solicit persons to undergo abortions.

Subpart 7-7.52—Basic Ordering Agreement for Participant Training

§ 7-7.5201-5 [Reserved]

4. Section 7-7.5201-5, *Transcripts*, is deleted in its entirety and reserved.

5. New § 7-7.5202-2, *Abortion-related activities*, is added as follows:

§ 7-7.5202-2 Abortion-related activities.

Insert the clause set forth in AIDPR 7-7.5003-2 under the conditions contained therein.

Subpart 7-7.53—Contracts for Participant Training

§ 7-7.5301-5 [Reserved]

6. Section 7-7.5301-5, *Transcripts*, is deleted in its entirety and reserved.

7. New § 7-7.5302-2, *Abortion-related activities*, is added as follows:

§ 7–7.5302–2 Abortion-related activities.

Insert the clause set forth in AIDPR 7–7.5003–3 under the conditions contained therein.

Subpart 7–7.54—Clauses for Fixed Price Type Contract for Technical Services

8. New § 7–7.5403–4, *abortion-related activities*, is added as follows:

§ 7–7.5403–4 Abortion-related activities.

Insert the clause set forth in AIDPR 7–7.5003–3 under the conditions contained therein.

Subpart 7–7.55—Clauses for Cost Reimbursement Contracts With Educational Institutions

9. New § 7–7.5503–10, *Abortion-related activities*, is added as follows:

§ 7–7.5503–10 Abortion-related activities.

Insert the clause set forth in AIDPR 7–7.5003–3 under the conditions contained therein.

PART 7–16—PROCUREMENT FORMS

Subpart 7–16.8—Miscellaneous Forms

10. Add new §§ 7–16.852 and 7–16.853 as follows:

§ 7–16.852 Contract Negotiator's Checklist.

AID Form 1420–16, Contract Negotiator's Checklist (see AIDPR 7–16.963) is prescribed for use by AID negotiators to verify compliance with applicable regulations and policies in the preparation of all AID-direct contracts (including task orders or work assignments) or amendments thereto. The check-list shall be completed, signed and dated by the negotiator; reviewed by the contracting officer prior to execution of the document to which it applies; and filed in the official contract file.

§ 7–16.853 Contractor Employee Biographical Data Sheet.

(a) Form AID 1420–17, Contractor Employee Biographical Data Sheet (see AIDPR 7–16.964) is the prescribed form for use in submitting the data required by §§ 7–7.5001–3, 7–7.5401–2, and 7–7.5501–3 of this chapter.

(b) The form shall be included in each IFB, RFP, RFQ, or other form of solicitation when it is intended that the "Biographical Data" clause will be utilized. As required by the terms of either the solicitation or the contract clause entitled "Biographical Data," the offeror, bidder, or contractor shall, upon the contracting officer making such form available, submit the completed form AID 1420–17 for each employee, in triplicate, to the contracting officer or other AID office designated by the contracting officer.

(c) The contracting officer or other designated AID office evaluates the information submitted and utilizes it as the basis for determining the reasonableness of proposed salaries and/or country clearance. Any required notifications of approval or disapproval to the contractor shall be handled as expeditiously as possible by the cognizant AID office. One copy of each form AID 1420–17 submitted by the contractor shall be retained in the official contract file.

Subpart 7–16.9—Illustrations of Forms

11. Add new §§ 7–16.963 and 7–16.964 as follows:

§ 7–16.963 Contract Negotiator's Checklist.

NOTE: Form 1420–16 filed as part of the original document.

§ 7–16.964 Contractor Employee Biographical Data Sheet.

NOTE: Form 1420–17 filed as part of the original document.

PART 7–30—CONTRACT FINANCING

Subpart 7–30.45—Federal Reserve Letter of Credit Method of Disbursing Advances to Nonprofit Institutions

12. Sections 7–30.4500 through 7–30.4502 (Subpart 7–30.45) are revised to read as follows:

§ 7–30.4500 Scope and applicability.

(a) The Federal Reserve Letter of Credit, Standard Form 1193, is used to provide advances of funds under AID direct contracts with state and local governments in the United States and with educational and other nonprofit institutions, including international organizations.

(b) The Federal Reserve Letter of Credit method shall not apply unless (1) the Agency has, or expects to have, a continuing relationship of at least one year with a recipient organization; and (2) the annual amount required for advance financing will be at least $250,000.

(c) Documents drawing on Federal Reserve Letters of Credit, e.g., payment vouchers (Form TUS 5401), ordinarily will not be in amounts less than $10,000 or more than $1,000,000 but within the dollar ceiling on monthly or quarterly drawings specified in the contract. Cash drawdowns will be initiated only when cash is actually needed to make disbursements. Since the Federal Reserve Letter of Credit enables the recipient organization to withdraw cash from the Treasury concurrently with and as frequently as disbursements are made by the recipient, there need be no time lag between drawdowns from Treasury and disbursements by the recipient organization.

§ 7–30.4501 Guidelines for use of the Reserve Letter of Credit.

In authorizing advance payments under the Federal Reserve Letter of Credit procedures, the contracting officer shall be guided by the following considerations:

(a) The cost principles contained in FPR 1–15 and AIDPR 7–15 should not be incorporated in the Federal Reserve Letter of Credit.

(b) The Federal Reserve Letter of Credit language given in § 7–30.4502 below should be modified to the extent necessary to adapt its payment provisions to those of the contract for which it provides advances.

(c) Federal Reserve Letter of Credit provisions incorporated into a contract shall not, in any way, alter or eliminate any fiscal reporting requirements contained in the contract.

(d) Contracts should require such security for funds advanced as may be considered appropriate for the protection of the Government under the circumstances of each case, as set forth in FPR 1–30.413 and AIDPR 7–30.413.

§ 7–30.4501–1 Special provisions in a Federal Reserve Letter of Credit.

(a) Subadvances (i.e., advances by the contractor to subcontractors) may be authorized under prime contracts with universities or other nonprofit organizations subject to the requirements of FPR 1–30.414–2(q). Such subadvances shall conform to the same standards as are applicable to those of the prime contractor for the timing of drawdowns and disbursements.

(b) The salary, commissions and bonus provision in FPR 1–30.414–2(r) may also be included in Federal Reserve Letter of Credit provisions, modified as appropriate. This provision will normally be used in contracts with nonprofit organizations which are not educational institutions.

(c) Provisions, such as a limitation on the amount which may be drawn during a specified period, a limitation on the forward period for which an advance may be requested (see Treasury Circular 1075), or a limitation in the rate of disbursements, may be incorporated in the Federal Reserve Letter of Credit.

§ 7–30.4501–2 Procedure to establish a Federal Reserve Letter of Credit.

When an advance of funds to finance a contract is required and the contracting officer decides that the Federal Reserve Letter of Credit is a suitable method, the following procedures shall be employed by the procuring activity prior to the execution of the contract:

(a) The contracting officer shall advise the Office of the Controller in writing (pursuant to § 7–30.406(b)) as early as possible in the negotiation cycle, of the name and address of the proposed contractor, the type of contract and the estimated amount thereof, the total amount and the estimated dollar ceiling of withdrawals by month of the Federal Reserve Letter of Credit, the reasons the contracting officer deems an advance is required, and shall request his advice and concurrence. The following additional material shall be furnished along with the request:

(1) For nonprofit educational institutions and their related organizations:

(i) Copy of the contractor's proposal;

(ii) Copy of the PIO/T.

(2) For all other nonprofit institutions:

(i) The material required in (1) above;

(ii) Such other data as may be required to conform to the Controller's

current requirements: e.g., copy of the contractor's latest available balance sheet, and income and expense statement.

(b)(1) The Controller's concurrence in the amount requested or a different amount and/or rate of withdrawal, or his nonconcurrence, shall be supplied by memorandum to the contracting officer within five working days from receipt of this request.

(2) If the Controller does not concur, or recommends a different amount or rate of withdrawal, he shall set forth the reasons for such action. If the contracting officer does not agree, then the matter shall be referred to the head of the procuring activity or his delegate for final decision.

(3) In every instance, the contracting officer transmits for the signature of the head of the procuring activity (or his delegate pursuant to AIDPR 7-30.406 (a)) appropriate findings, determinations and authorization in support of an advance, including a copy of the written advice provided by the Controller. If the Controller did not concur in the requested advance, the approval of the head of the procuring activity shall be considered the decision referred to in paragraph (b)(2) of this section. A copy of each signed determination shall be furnished to the Office of the Controller.

(c) Before, or at the time of execution of the contract, the contract shall furnish the name of its commercial bank and the Federal Reserve Bank or branch serving the commercial bank to the contracting officer. The contractor shall also supply the specimen signature(s) of the official(s) authorized to sign payment vouchers against the Federal Reserve Letter of Credit and a specimen signature of the official of the institution who has authorized them to sign on three original Standard Forms 1194, "Authorized Signature Card for Payment Vouchers on Letters of Credit." The contracting officer shall then forward the following to the Controller for processing:

(1) The three signed signature cards (Standard Form 1194);

(2) A signed or conformed copy of the contract;

(3) The name and address of the contractor's commercial bank, and the Federal Reserve Bank or branch;

(4) A recommended dollar ceiling on monthly or quarterly drawings for inclusion on the Federal Reserve Letter of Credit when such limitation is considered desirable by the contracting officer; and

(5) A copy of the determination cited in paragraph (b)(3) of this section.

§ 730.4501-3 Suspension or revocation of the Federal Reserve Letter of Credit.

(a) The Office of the Controller notifies the contracting officer whenever it appears that the institution is drawing in excess of current needs or if it is delinquent more than 30 days in submitting required reports and documentation. The contracting officer may direct the institution to suspend issurance of payment vouchers until the credits are in line with anticipated needs or to submit the reports and documentation immediately and promptly notifies the Controller of any such action. The contracting officer may request the Controller to amend the Federal Reserve Letter of Credit to provide further appropriate limitation on the amount and frequency of submissions, and if the Controller concurs, the Federal Reserve Letter of Credit will be so amended.

(b) The contracting officer may, upon finding that the contractor has presented payment vouchers in excess of the amount allowable or otherwise has misused the Federal Reserve Letter of Credit, request the Controller to revoke the Federal Reserve Letter of Credit. Upon receipt of such request from the contracting officer the Controller, if concurring, issues a letter revoking the Federal Reserve Letter of Credit, giving it the same distribution as the original Federal Reserve Letter of Credit.

(c) If the Controller does not concur, he shall set forth the reasons for such action. If the contracting officer does not agree, then the matter shall be referred for a decision to the head of the procuring activity or his delegate for final decision.

§ 7-30.4502 Contract clause—Federal Reserve Letter of Credit.

The following language shall be incorporated in the schedule of all contracts in which a Federal Reserve Letter of Credit is to be used to provide advance payments. Any substantial modification to the clause shall be treated as a deviation and processed in accordance with AIDPR 7-1.107. However, special provisions may be added to the clause, as indicated in AIDPR 7-30.4501-1.

Federal Reserve Letter of Credit for Advance Payment (Apr. 1975)

(a) AID shall open a Federal Reserve Letter of Credit in favor of the Contractor in the amount of $_____ (for amending existing contracts, add the word "remaining" here) available for obligation under this contract against which the Contractor may present payment vouchers. The amount drawn by the Contractor during any calendar (month or quarter) of this contract shall not exceed $_____ without the prior written authorization of the contracting officer. The amount of the payment voucher shall not be in an amount less than $10,000 nor more than $1,000,000 but within the specific dollar ceiling on (monthly or quarterly) withdrawals.

(b) In no event shall the accumulated total of all such payment vouchers exceed the amount of the Federal Reserve Letter of Credit.

(c) If at any time, the contracting officer determines the Contractor has presented payment vouchers in excess of the amount or amounts allowable in paragraphs (a) and (b) of this section, the contracting officer may: (1) cause the Federal Reserve Letter of Credit to be suspended or revoked; or (2) direct the Contractor to withhold submission of payment vouchers until such time as, in the judgment of the contracting officer, an appropriate level of actual, necessary and allowable expenditures has occurred or will occur under this contract; and/or (3) request the Contractor to repay to AID the amount of such excess. Upon receipt of the contracting officer's request for repayment of excess advance payments, the Contractor shall promptly comply with such request.

(d) Procedure for contractor. (1) After arranging with a commercial bank of its choice for operation under this arrangement and obtaining the name and address of the Federal Reserve Bank or branch serving the commercial bank, the Contractor shall deliver three originals of Standard Form 1194, "Authorized Signature Card for Payment Vouchers on Letters of Credit" signed by those official(s) authorized to sign payment vouchers against the Federal Reserve Letter of Credit and by an official of the institution who has authorized them to sign.

(2) Upon execution of the contract, the Contractor shall receive one certified copy of the Federal Reserve Letter of Credit.

(3) The Contractor shall confirm with his commercial bank that the Federal Reserve Letter of Credit has been opened and is available if funds are needed.

(4) To receive payment, the Contractor shall:

(i) Periodically, although normally not during the last five days of the month, prepare payment vouchers (Form TUS 5401) in an original and three copies.

(ii) Have the original and two copies of the voucher signed by the authorized official(s) whose signature(s) appear on the Standard Form 1194.

(iii) Present the original, duplicate, and triplicate copy of the Form TUS 5401 to his commercial bank.

(e) Retain the quadruplicate copy of the voucher.

(5) Each drawdown should be initiated at approximately the same time that checks are issued by the organization in payment of program liabilities including those for allowable indirect costs, and in an amount approximately equal to the Federal share of such payments. Therefore, there is no necessity for the recipient organization to maintain balances of Federal cash other than the small balance necessary to provide for an element of bank float.

(6) A report of expenditures is prepared and submitted to the Office of Financial Management, within thirty days of disbursement. This report, submitted on Standard Form 1034, "Public Voucher for Purchases and Services Other Than Personal", and supported by certifications, listing of withdrawals, and documentation as required, itemizes expenditures made, identifying funds expended by line item of the approved budget and/or category supporting the agreement.

(7) The report of expenditures on Standard Form 1034 is reviewed against the contract provisions, and any disbursement improper under the contract is disallowed. The Contractor is notified of the reason for the disallowance and is directed to adjust the next periodic report of expenditures to reflect the disallowance and to reduce its next payment voucher against the Federal Reserve Letter of Credit by the amount of the disallowance.

(8) Simultaneously with the submission of the report of expenditures, the Contractor submits to the Controller a status report on the Federal Reserve Letter of Credit as of the close of the period covered by the report of expendi- status report on the Federal Reserve lowing format:

STATUS OF FUNDING REPORT

FEDERAL RESERVE LETTER OF CREDIT (FRLC)

No. ------

Period from ---------- through -----

A. Letter of Credit Position:
1. Current amount of FRLC (including amendments) through reporting period--- $_____
2. Payment Vouchers on Letter of Credit presented (Form TUS-5401):
a. Credited prior to reporting period---------- _____
b. Credited during reporting period via TUS-5401 Voucher Nos. -- ---- through ---- inclusive ---------- _____
c. Presented but not credited during report via TUS-5401's numbered ---- through ---- inclusive ---------- _____
3. Total of all Payment Vouchers against FRLC credited or presented ---------- _____
4. Balance of FRLC not drawn or requested this reporting period ---------- _____

B. Cash Position:
1. Cash on hand at beginning of period ---------- _____
2. Plus: cash drawn during period ---------- _____
3. Plus: refunds, rebates or other amounts received, to the extent allocable to disbursements charged against this FRLC ---------- _____
4. Total cash available (sum of 1, 2, and 3)---------- _____
5. Less: disbursements during period ---------- _____
6. Balance of cash on hand at close of reporting period---- _____
7. Estimated number of days requirements covered by balance on hand (Item 6 above) Days: -----
8. Advances to subcontractors $---- (included in B. 6 above).

(f) Refund of excess funds. (1) If all costs have been settled under the contract and the Contractor fails to comply with the contracting officer's request for repayment of excess Federal Reserve Letter of Credit funds, the Government shall have the right, on other contracts held with the Contractor, to withhold payment of Federal Reserve Letter of Credit or other advances and/or withhold reimbursements due the Contractor in the amount of the excess being held by the Contractor.

(2) If the Contractor is still holding excess Federal Reserve Letter of Credit funds on a contract under which the work has been completed or terminated but all costs have not been settled, the Contractor agrees to:

(i) Provide within 30 days after requested to do so by the contracting officer, a breakdown of the dollar amounts which have not been settled between the Government and the Contractor. (The contracting officer will assume no costs are in dispute if the Contractor fails to reply within 30 days.);

(ii) Upon written request of the contracting officer, return to the Government the sum of dollars, if any, which represents the difference between (1) the Contractor's maximum position on claimed costs which have not been reimbursed and (2) the total amount of unexpended funds which have been advanced under the contract; and

(iii) If the Contractor fails to comply with the contracting officer's request for repayment of excess Federal Reserve Letter of Credit funds, the Government shall have the right, on other contracts held with the Contractor, to withhold payment of Federal Reserve Letter of Credit or other advances and/or withhold reimbursements due the Contractor in the amount of the excess being held by the Contractor.

(This AIDPR Notice No. 75-5 is an interim procurement instruction and is issued pursuant to AIDPR 7-1.104-4.)

Effective Date: This notice is effective on April 1, 1975.

Dated: March 26, 1975.

JOHN F. OWENS,
Acting Deputy Assistant Administrator for Program and Management Services.

[FR Doc.75-9378 Filed 4-9-75;8:45 am]

Title 43—Public Lands: Interior

CHAPTER II—BUREAU OF LAND MANAGEMENT

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 5496; CA-646]

CALIFORNIA

Partial Revocation of Reclamation Withdrawal

By virtue of the authority contained in section 3 of the Act of June 17, 1902, as amended and supplemented, 43 U.S.C. 416 (1970), it is ordered as follows:

1. Departmental order of July 2, 1902, amended by departmental order of August 26, 1902, and departmental order of July 9, 1904, withdrawing lands for reclamation purposes are hereby revoked so far as they affect the following described lands:

TAHOE NATIONAL FOREST

MOUNT DIABLO MERIDIAN

T. 18 N., R. 17 E.,
Sec. 32, E½NE¼SE¼, E½W½NE¼SE¼, E½W½W½NE¼SE¼ E½W½NW¼SE¼SE¼, E½NW¼SE¼SE¼, SW¼SE¼SE¼, E½SE¼SE¼.

The area described aggregates 72.5 acres in Nevada County.

2. At 10 a.m. on May 10, 1975, the lands shall be open to such forms of disposition as may be made of national forest lands.

JACK O. HORTON,
Assistant Secretary of the Interior.

APRIL 4, 1975.

[FR Doc.75-9363 Filed 4-9-75;8:45 am]

Title 45—Public Welfare

CHAPTER XII—ACTION

PART 1216—NONDISPLACEMENT OF EMPLOYED WORKERS AND NONIMPAIRMENT OF CONTRACTS FOR SERVICE

Assignment of Volunteer Workers

On September 13, 1974, there was published in the FEDERAL REGISTER (39 FR 33012) a notice of a proposed amendment to Chapter XII, Title 45. The proposed regulations establish rules to assure that the services of volunteers are limited to activities which would not otherwise be performed by employed workers and which will not supplant the hiring of, or result in the displacement of, employed workers or impair existing contracts for service.

Interested persons were given 30 days in which to submit comments. Numerous comments were received from different agencies using volunteers. As a result of such comments several changes will be made to the regulations.

The comments involved two basic issues: (1) the kinds of volunteers affected by the regulation and (2) the kinds of assignments which are appropriate for such volunteers.

(1) On the first issue, there were two concerns: (a) that § 1216.1-2 (b) and (c) would make any volunteer working in an agency receiving ACTION assistance of any kind, directly or indirectly, subject to the regulation's provisions; and (b) the Section would affect volunteers participating in ACTION programs, who are neither authorized to receive allowances nor reimbursement for expenses.

a. The proposed language of § 1216.1-2 (b) and (c) does not apply to all volunteers in any programs run by an agency receiving assistance from ACTION. The language of a regulation cannot be broader than the statute it implements, in this case section 404(a) of the Domestic Volunteer Service Act of 1973, Pub. L. 93-113. Section 404(a) only refers to the "service of volunteers assigned, referred or serving pursuant to grants, contracts or agreements made pursuant to" Pub. L. 93-113. In the interest of making the regulation clearer in this respect, the following changes will be made: (1) Section 1216.1-2 (a) and (b) will be replaced by the following new paragraph:

"(a) All full-time and part-time volunteers assigned, referred or serving pursuant to grants, contracts, or agreements made pursuant to the Act."

(2) Section 1216.1-2(c) will be relettered (b) and amended to read as follows:

"(b) All agencies and organizations to which the volunteers in paragraph (a)

of this section are assigned, referred or provide services."

b. With respect to the second concern, the language of section 404(a) covers not only volunteers, who are authorized to receive allowances or reimbursement for expenses, but also volunteers who are assigned, referred or serving pursuant to any grant, contract or agreement made under the Act. Some ACTION grants provide funds for administrative expenses, salaries and overhead, etc., and no money to pay volunteer allowances and expenses. The volunteers serving directly in such a grant program are subject to the provisions of the regulation.

The language "pursuant to any grant, contract, or agreement made under the Act" includes situations where funds provided to a sponsor pursuant to a grant or contract are passed on to another agency or organization, e.g. subgrants or delegate agency relationships. In such relationships, the delegate agency or organization receives its assistance indirectly from ACTION. Generally, these relationships would be the only situations in which agencies who receive assistance indirectly from ACTION are covered by the regulations.

(2) The second major issue involves the kinds of assignments which are appropriate for volunteers affected by the regulation. Volunteers can be used when funds are lacking for the employment of staff and to expand services to a target community which could be performed by existing staff. The only condition is that such an assignment be appropriate for a volunteer. It is here that several comments say the regulations are too broad. An assignment is considered appropriate under § 1216.1-4(b) first, if the service is not principally clerical and administrative; or second, if the volunteer is in direct contact with groups or individuals to be served or engaged in activities authorized or of a character eligible for assistance under the Act.

a. Several comments expressed the need to define clerical and administrative positions more carefully. Volunteers who receive financial support, other than reimbursement of expenses, should not serve in positions that are primarily clerical or administrative. This policy reflects the view that because such volunteers receive a support subsidy derived from taxpayer's revenues, they should be engaged in more significant activities than routine clerical or administrative duties. This view also applies in the situation where a sponsor pays for the direct support, as in the ACTION Cooperative Program (ACV). The Federal involvement in such a program, through recruitment and staff and volunteer support, represents for these purposes as much of a Federal subsidy as does direct support to the volunteer.

b. With respect to volunteers who receive no financial support or expense reimbursement, the Federal interest is not as great. These programs will, with rare exceptions, involve part-time volunteers. In such situations, volunteers may undertake routine clerical and administrative tasks as long as their assignment is in keeping with the appropriate legislative or program purpose. However, the use of volunteers in this way must fall within one of § 1216.1-4(a)'s four exceptions, primarily paragraph (a)(1). To the extent that they do not, section 404(a) and the regulation apply.

c. To take into account the preceding discussion, § 1216.1-4(b)(1) is amended to read as follows:

"(1) The service, duty, or activity is principally a routine administrative or clerical task. This definition applies only to any service, duty, or activity performed by a volunteer receiving financial support apart from reimbursement for expenses."

d. The second exception, § 1216.1-4(b)(2), would require that such jobs involve direct contact or be permitted under the Act. Several comments expressed that volunteers must always be in direct contact with people served. But, this is not the case since there may be assignments permitted under the Act which do not bring volunteers in direct contact with people who ultimately benefit from their work.

Accordingly, with these changes, the proposed amendments are adopted as set forth below and become effective April 7, 1975.

Sec.
1216.1-1 Purpose.
1216.1-2 Applicability of this part.
1216.1-3 Policy.
1216.1-4 Exceptions.

AUTHORITY: Secs. 402(12), 404(a), 420 of Pub. L. 93-113, 87 Stat. 394, 408, 414.

§ 1216.1-1 Purpose.

This part establishes rules to assure that the services of volunteers are limited to activities which would not otherwise be performed by employed workers and which will not supplant the hiring of, or result in the displacement of, employed workers or impair existing contracts for service. It implements section 404(a) of the Domestic Volunteer Service Act of 1973, Pub. L. 93-113 (the "Act").

§ 1216.1-2 Applicability of this part.

(a) All full-time and part-time volunteers assigned, referred or serving pursuant to grants, contracts, or agreements made pursuant to the Act.

(b) All agencies and organizations to which the volunteers in paragraph (a) of this section are assigned, referred or provide services.

§ 1216.1-3 Policy.

(a) Volunteers enrolled or participating in programs referred to in paragraphs (a) and (b) of § 1216.1-2 may not perform any services or duties or engage in activities which would otherwise be performed by an employed worker as part of his assigned duties as an employee.

(b) Volunteer referred to in paragraph (a) of this section may not perform any services or duties or engage in activities which will supplant the hiring of employed workers. This prohibition is violated if, prior to engaging a volunteer, an agency or organization referred to in § 1216.1-2(c) had intended to hire a person to undertake all or a substantial part of the services, duties, or other activities to be provided by the volunteer.

(c) Volunteers referred to in paragraph (a) of this section may not perform any services or duties or engage in activities which result in the displacement of employed workers. Such volunteers may not perform services or duties which have been performed by or were assigned to, any of the following:

(1) Presently employed workers,

(2) Employees who recently resigned or were discharged,

(3) Employees who are on leave (terminal, temporary, vacation, emergency, or sick), or

(4) Employees who are on strike or who are being locked out.

(d) Volunteers referred to in paragraph (a) of this section may not perform any services or duties or engage in activities which impair existing contracts for service. This prohibition is violated if a contract for services is modified or cancelled because an agency or organization referred to in § 1216.1-2(b) engages a volunteer to provide or perform all or a substantial part of any services, duties, or other activities set forth in such contract. The term "contract for services" includes but is not limited to contracts, understandings and arrangements, either written or oral, to provide professional, managerial, technical, or administrative services.

(e) Agencies and organizations referred to in § 1216.1-2(b) are prohibited from assigning or permitting volunteers referred to in § 1216.1-2(a) to perform any services or duties or engage in any activities prohibited by paragraphs (a)-(d) of this section.

§ 1216.1-4 Exceptions.

(a) The requirements of § 1216.1-3 are not applicable to the following, or similar, situations:

(1) Funds are unavailable for the employment of sufficient staff to accomplish a program authorized or of a character eligible for assistance under the Act and the activity, service, or duty is otherwise appropriate for the assignment of a volunteer.

(2) Volunteer services are required in order to avoid or relieve suffering threatened by or resulting from major natural disasters or civil disturbances.

(3) Reasonable efforts to obtain employed workers have been unsuccessful due to the unavailability of persons within the community who are able, willing, and qualified to perform the needed activities.

(4) The assignment of volunteers will significantly expand services to a target community over those which could be performed by existing paid staff, and the activity, service or duty is otherwise appropriate for the assignment of a volunteer and no actual displacement of paid staff will occur as a result of the assignment.

(b) For the purposes of paragraphs (a) (1) and (4) of this section, the assignment is not appropriate for the assignment of a volunteer if:

(1) The service, duty, or activity is principally a routine administrative or clerical task. This definition applies only to any service, duty, or activity performed by a volunteer receiving financial support apart from reimbursement for expenses.

(2) The volunteer is not directly in contact with groups or individuals whom the Act is designed to serve or is not performing services, duties, or engaged in activities authorized or of a character eligible for assistance under the Act.

Issued at Washington, D.C. on April 7, 1975.

JOHN L. GANLEY,
Deputy Director, ACTION.

[FR Doc.75-9330 Filed 4-9-75;8:45 am]

Title 50—Wildlife and Fisheries

CHAPTER I—U.S. FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

PART 33—SPORT FISHING

J. Clark Salyer National Wildlife Refuge, N. Dak.

The following special regulation is issued and is effective April 10, 1975.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

NORTH DAKOTA

J. CLARK SALYER NATIONAL WILDLIFE REFUGE

Sport fishing on the J. Clark Salyer National Wildlife Refuge, North Dakota, is permitted only on the areas designated by signs as open to fishing. These open areas, comprising 1,000 acres or 9 per cent of the total water area of the refuge, are delineated on a map and described in a leaflet available at the refuge headquarters and from the office of the Area Manager, U.S. Fish and Wildlife Service, P.O. Box 1897, Bismarck, North Dakota 58501. Sport fishing shall be in accordance with all applicable State regulations subject to the following special condition:

(1) All waters within the boundaries of the J. Clark Salyer National Wildlife Refuge, designated as open to fishing by the Refuge Manager, shall be open to the taking of all fish from May 3, 1975 through September 30, 1975, daylight hours only. The open areas shall then be closed to all boat fishing but remain open to bank and ice fishing from October 1, 1975, through March 28, 1976, daylight hours only. All Refuge waters shall then be closed to all fishing from March 29, 1976, through April 30, 1976.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Part 33, and are effective through March 28, 1976.

JON M. MALCOLM,
Refuge Manager.

APRIL 4, 1975.

[FR Doc.75-9374 Filed 4-9-75;8:45 am]

CHAPTER II—NATIONAL MARINE FISHERIES SERVICE, NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, DEPARTMENT OF COMMERCE

SUBCHAPTER H—EASTERN PACIFIC TUNA FISHERIES

PART 280—YELLOWFIN TUNA

Miscellaneous Amendments; Correction

In FR DOC 75-5065 appearing in the issue of February 25, 1975, and beginning at page 8101, make the following changes:

1. In § 280.7(a)(1) on page 8104, column 2, line 14 the word Government should read in the plural "Governments".

2. In § 280.9(b) on page 8106, column 3, line 4 insert the article "a" between the words in and port, so as to read "* * * in a port of the United States * * *".

Issued at Washington, D.C., and dated April 7, 1975.

ROBERT F. HUTTON,
Acting Director.

[FR Doc.75-9294 Filed 4-9-75;8:45 am]

PART 280—YELLOWFIN TUNA

Miscellaneous Amendments

Correction

In FR Doc. 75-5065, appearing at page 8101, in the issue for Tuesday, February 25, 1975, make the following corrections:

1. Page 8101, second paragraph, first line, the word "bid" should read "did".

2. Page 8102, first column, paragraph (3), the word "jib" should read "jig".

3. Page 8102, third column, second full paragraph, sixth line, the word "is" should read "if".

4. Page 8103, first column, first full paragraph, seventh line, the word "amendment" should read "amendments".

5. Page 8103, § 280.1(e), second line, the word "Maritime" should read "Marine".

6. Page 8103, § 280.1(g), fourteenth and nineteenth lines, the word "altitude" should read "latitude".

7. Page 8103, § 280.1(g), line thirty, "100°" should read "110°".

8. Page 8104, § 280.6(b), first line, the word "yellowfish" should read "yellowfin".

9. Page 8104, § 280.6(b), the last line "regulatory area at this date (give date)"." should be deleted.

Title 7—Agriculture

CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Export Reg. 24, Amdt. 6]

PART 905—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Amendment of Grade Regulation

This amendment lowers the minimum grade requirement applicable to export shipments of Florida white seedless grapefruit to U.S. No. 2 on April 7, 1975. The U.S. No. 2 minimum grade requirement specified for export shipments of white seedless grapefruit is necessary to satisfy the demand for such fruit by export market outlets.

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the Shippers Advisory Committee and Growers Administrative Committee established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the minimum grade requirement applicable to white seedless grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) This amendment reflects the Department's appraisal of the prospective demand for fresh white seedless grapefruit by export outlets. The lower grade requirement specified for export shipments of white seedless grapefruit is consistent with the external appearance and remaining supply of such grapefruit. During the week ended March 30, 1975, export shipments of Florida grapefruit totaled 597 carlots compared with 488 carlots for the previous week.

(3) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment lowers the minimum grade requirement applicable to export shipments of white seedless grapefruit grown in Florida.

Order. 1. In § 905.559 (Export Regulation 24; 39 FR 32976; 37186; 40 FR 2792, 11345, 12646, 14889) the provisions of paragraph (b)(13) are amended to read as follows:

§ 905.559 Export Regulation 24.

* * * * *

(b) * * *

(13) Any seedless grapefruit, other than pink seedless grapefruit, grown in the production area, which do not grade at least U.S. No. 2, or any pink seedless grapefruit which do not grade at least U.S. No. 2 Russet;

* * * * *

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated, April 4, 1975, to become effective April 7, 1975.

CHARLES R. BRADER,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.75-9308 Filed 4-9-75;8:45 am]

[Valencia Orange Reg. 491]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Minimum Size Regulation

This regulation sets a minimum size requirement of 2.20 inches in diameter applicable to the handling of Valencia oranges grown in District 2 of the California-Arizona production area during the period April 11 through May 22, 1975. Such action is necessary to satisfy current and prospective market demand for fresh shipments of such California-Arizona Valencia oranges. The specified minimum size requirement is consistent with the size composition and available supply of the developing crop of Valencia oranges in District 2.

§ 908.791 Valencia Orange Regulation 491.

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendation and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the regulation of shipments of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The minimum size requirement specified herein reflects the Department's appraisal of the crop and current and prospective marketing conditions during the period April 11 through May 22, 1975. The 1974–75 season crop of Valencia oranges is currently estimated at 61,500 carlots. The demand in regulated market channels will require about 34 percent of this volume, and the remaining 66 percent will be available for utilization in export, processing, and other outlets. Fresh shipments of Valencia oranges from District 2 are expected to begin on or about the effective time of this regulation. The volume and size composition of the crop of Valencia oranges grown in District 2 are such that ample supplies of the more desirable sizes are available to satisfy the demand in regulated channels. The regulation herein specified is designed to permit shipment of ample supplies of fruit of the more desirable sizes in the interest of both growers and consumers. The action is necessary to maintain orderly marketing conditions, provide consumer satisfaction, and guard against the shipment of undesirable sizes of Valencia oranges which tend to weaken the market for such fruit. The regulation therefore is consistent with the objective of the act of promoting orderly marketing and protecting the interest of consumers.

(3) It is hereby found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on March 18, 1975. Necessary supplemental information was received on March 26, 1975.

Order. (a) During the period April 11, 1975, through May 22, 1975, no handler shall handle any Valencia oranges grown in District 2 which are of a size smaller than 2.20 inches in diameter, which shall be the largest measurement at a right angle to a straight line running from the stem to the blossom end of the fruit: *Provided*, That not to exceed 5 percent, by count, of the Valencia oranges contained in any type of container may measure smaller than 2.20 inches in diameter.

(b) As used in this section, "handle," "handler," and "District 2" shall have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated, April 4, 1975, to become effective April 11, 1975.

CHARLES R. BRADER,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.75-9306 Filed 4-9-75;8:45 am]

PART 959—ONIONS GROWN IN SOUTH TEXAS

Approval of Redistricting and Reapportionment of Committee Membership

This redistricts and reapportions committee membership among districts on the South Texas Onion Committee.

Notice of rule making was published in the March 10, 1975, FEDERAL REGISTER (40 FR 10996) regarding the proposed redistricting and reapportionment of committee membership to be effective under Marketing Agreement No. 143 and Order No. 959, both as amended (7 CFR Part 959). The program regulates the handling of onions grown in designated counties in South Texas and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

The notice afforded interested persons an opportunity to file written comments not later than March 21, 1975. None was filed.

Statement of consideration. The order provides in § 959.25 that the committee may recommend and the Secretary may approve the reapportionment of members among districts and the reestablishment of districts within the production areas.

Production of South Texas onions is concentrated in District No. 3—Lower Valley. This district's share of total production increased from 83 percent in 1970 to 94 percent in 1974. Conversely, the share of District No. 1 (Coastal Bend) decreased from 2.5 percent in 1970 to less than 1 percent in 1974. Production in both District No. 2 (Laredo) and District No. 5 (Winter Garden) also has trended downward, and District No. 4 (Wilson-Karnes) is no longer a significant factor in onion production.

The redistricting will combine the Wilson-Karnes district with the Winter Garden district. The reapportionment will transfer the handler position from the Wilson-Karnes district and one grower position from the Coastal Bend district to the Rio Grande Valley district. Also, one grower position will be transferred from the Laredo district to the Winter Garden district.

In unanimously recommending these changes at its public meeting on November 6, 1974, the committee considered (1) shifts in onion acreage within the districts and the production area during recent years, (2) the importance of new production in its relation to existing districts, (3) the equitable relationship of committee membership and districts, (4) economies to result for producers in promoting efficient administration due to redistricting or reapportionment of

members within districts, and (5) other relevant factors.

These changes will provide more efficient administration of the order and greater equity of representation on the committee.

Findings. After consideration of all relevant matters, including the proposals set forth in the aforesaid notice, it is hereby found and determined that a new § 959.110 and § 959.111 be added and that such action will tend to effectuate the declared policy of the act.

The amendment is as follows:

1. A new § 959.110 is added to read as follows:

§ 959.110 Reestablishment of districts.

(a) Pursuant to § 959.25, the counties of De Witt, Wilson, Atascosa, and Karnes (currently District No. 4) and the counties of Val Verde, Frio, Kinney, Uvalde, Medina, Maverick, Zavala, Dimmit, and La Salle (currently District No. 5) are reestablished as District No. 4.

(b) The new district is hereby established in the current fiscal period only for the purpose of making nominations of committee members for the coming fiscal period. The new district is established as an operating entity beginning on August 1, 1975.

(c) The remaining three districts continue unchanged as follows:

(1) District No. 1: (Coastal Bend) The Counties of Victoria, Calhoun, Goliad, Refugio, Bee, Live Oak, San Patricio, Aransas, Jim Wells, Nueces, Kleburg, Brooks, Kenedy, Duval, and McMullen.

(2) District No. 2: (Laredo) The Counties of Zapata, Webb, and Jim Hogg.

(3) District No. 3: (Lower Valley) The Counties of Cameron, Hidalgo, Starr, and Willacy.

2. A new § 959.111 is added to read as follows:

§ 959.111 Reapportionment of committee membership.

Pursuant to § 959.25, the membership representation of the South Texas Onion Committee shall be reapportioned among the districts of the production area so as to provide the following members and their respective alternates:

District No. 1—Two producer members and one handler member.

District No. 2—One producer member and one handler member.

District No. 3—Four producer members and three handler members.

District No. 4—Three producer members and two handler members.

For each member there shall be a respective alternate selected on the same basis as the member.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

Dated April 4, 1975, to become effective August 1, 1975.

CHARLES R. BRADER,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.75-9307 Filed 4-9-75;8:45 am]

CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Navel Orange Reg. 347]

PART 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

This regulation fixes the quantity of California-Arizona Navel oranges that may be shipped to fresh market during the weekly regulation period April 11–17, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 907. The quantity of Navel oranges so fixed was arrived at after consideration of the total available supply of Navel oranges, the quantity currently available for market, the fresh market demand for Navel oranges, Navel orange prices, and the relationship of season average returns to the parity price for Navel oranges.

§ 907.647 Navel Orange Regulation 347.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907), regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this section to limit the respective quantities of Navel oranges that may be marketed from District 1, District 2, and District 3 during the ensuing week stems from the production and marketing situation confronting the Navel orange industry.

(i) The committee has submitted its recommendation with respect to the quantities of Navel oranges that should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee further reports that the fresh market demand for Navel oranges was slower during the past week than it has been previously. Prices f.o.b. averaged $3.61 per carton on a reported sales volume of 1,479 carlots last week, compared with an average f.o.b. price of $3.65 per carton and sales of 1,493 carlots a week earlier. Track and rolling supplies at 577 cars were down 105 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the respective quantities of Navel oranges which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 8, 1975.

(b) *Order.* (1) The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period April 11, 1975, through April 17, 1975, are hereby fixed as follows:

(i) District 1: 1,147,000 cartons;

(ii) District 2: 203,000 cartons;

(iii) District 3: Unlimited movement."

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: April 8, 1975.

CHARLES R. BRADER,
Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.75-9583 Filed 4-9-75;11:16 am]

[Valencia Orange Regulation 493]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

This regulation fixes the quantity of California-Arizona Valencia oranges that may be shipped to fresh market during the weekly regulation period April 11–17, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 908. The quantity of Valencia oranges so fixed was arrived at after consideration of the total available supply of Valencia oranges, the quantity of Valencia oranges currently available for market, the fresh market demand for Valencia oranges, Valencia orange prices, and the relationship of season average returns to the parity price for Valencia oranges.

§ 908.793 Valencia Orange Regulation 493.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this section to limit the respective quantities of Valencia oranges that may be marketed from District 1, District 2, and District 3 during the ensuing week stems from the production and marketing situation confronting the Valencia orange industry.

(i) The committee has submitted its recommendation with respect to the quantities of Valencia oranges that should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee further reports that the fresh market demand for Valencia oranges continues to be generally slow. Prices f.o.b. averaged $2.96 per carton on a reported sales volume of 101 carlots last week, compared with an average f.o.b. price of $3.03 per carton and sales of 66 carlots a week earlier. Track and rolling supplies at 91 cars were down 3 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the respective quantities of Valencia oranges which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 8, 1975.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period April 11, 1975, through April 17, 1975, are hereby fixed as follows:

(i) District 1: 23,538 cartons;

(ii) District 2: 17,021 cartons;

(iii) District 3: 160,000 cartons.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: April 8, 1975.

CHARLES R. BRADER,
Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.75-9582 Filed 4-9-75;11:15 am]

CHAPTER XIV—COMMODITY CREDIT CORPORATION, DEPARTMENT OF AGRICULTURE

[Amdt. 1]

PART 1472—WOOL

Payment and Deduction Rates for 1974 Marketing Year

The regulations issued by Commodity Credit Corporation containing the requirements with respect to the payment program for shorn wool and unshorn lambs (pulled wool) for the 1974, 1975, 1976 and 1977 marketing years, (39 FR 9446) are amended to include the payment and deduction rates applicable to shorn wool and unshorn lambs sold during the 1974 marketing year as follows:

1. Section 1472.1405 is amended by adding the following new paragraph (c):

§ 1472.1405 Price support payments.

* * * * *

(c) *1974 marketing year.* The national average price received by producers for shorn wool marketed during the 1974 marketing year was 59.1 cents a pound, grease basis, which was 12.9 cents a pound below the price support level of 72 cents for that year. Therefore, the rate of payment for the 1974 marketing year is 21.8 percent.

2. Section 1472.1421 is amended by adding the following new paragraph (c):

§ 1472.1421 Price support payments.

* * * * *

(c) *1974 marketing year.* The rate of payment on unshorn lambs sold during the 1974 marketing year is 52 cents per hundredweight of live lambs based on a difference of 12.9 cents a pound between the price support level of 72 cents and the national average price of 59.1 cents a pound received by producers for shorn wool during the 1974 marketing year (§ 1472.1405(c)).

3. Section 1472.1446 is amended by inserting the letter "(a)" immediately preceding the text of that section and adding the following new paragraph (b):

§ 1472.1446 Deductions for promotion.

* * * * *

(b) For the 1974 marketing year, a deduction will be made from each shorn wool payment at the rate of 1.5 cents a pound of wool, grease basis, and from each unshorn lamb payment at the rate of 7.5 cents per hundredweight of live lambs, as announced in the Department's press release issued February 11, 1975. Those funds will be used to finance the advertising and sales promotion program approved by the Department of Agriculture pursuant to section 708 of the National Wool Act of 1954, as amended.

(Sec. 4, 62 Stat. 1070, as amended; sec. 5, 62 Stat. 1072, as amended; secs. 702–708, 68 Stat. 910–912, as amended; 15 U.S.C. 714b, 714c; 7 U.S.C. 1781–1787, as amended.)

Effective date. This amendment shall become effective April 3, 1975.

The payment rates announced by this amendment are in accordance with the formulas published March 11, 1974, in §§ 1472.1405(b) (39 FR 9447) and 1472.-1421(b) (39 FR 9450). The deduction rates are specified in the agreement between the American Sheep Producers Council, Inc., and the Secretary of Agriculture approved by producers in a referendum held November 4 through 15, 1974. Since there is no latitude for varying rates, a delay in the effective date of this amendment would only delay payments to producers who completed marketings of shorn wool and unshorn lambs during 1974. It is, therefore, found that compliance with the notice of proposed rule making and public participation procedure is unnecessary and impracticable.

Signed at Washington, D.C. on April 3, 1975.

WILLIAM L. RUBLE,
Acting Administrator, Agricultural Stabilization and Conservation Service.

[FR Doc.75-9309 Filed 4-9-75;8:45 am]

proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

[8 CFR Part 103]

[File No. CO 845-P]

FEES

Notice of Proposed Rule Making

Pursuant to section 553 of Title 5 of the United States Code (80 Stat. 383), notice is hereby given of the proposed amendment of 8 CFR 103.7(a) pertaining to a fee to be imposed if a check in payment of a fee is not honored by the bank on which it is drawn, and the addition to 8 CFR 103.7(b)(1) of a fee for an Application by a Nonimmigrant Alien for Replacement of Arrival Document (I-102), and an amendment to 8 CFR 103.7(b)(1) pertaining to amounts of fees for filing certain applications, petitions, appeals and motions under the immigration and nationality laws.

Pursuant to the provisions of section 483a of Title 31 of the United States Code (65 Stat. 290), which state that any benefit or service provided to or for any person by any Federal agency shall be self-sustaining to the full extent possible, and OMB Circular No. A-25, the aforementioned additions and changes in certain fees are based on user charges costs as of October 31, 1974.

In accordance with section 553 of Title 5 of the United States Code (80 Stat. 383), interested persons may submit to the Commissioner of Immigration and Naturalization, Room 7100-C, 425 Eye Street, NW, Washington, D.C. 20536, written data, views, or arguments, in duplicate, with respect to the proposed rules. Such representations may not be presented orally in any manner. All relevant material received by May 9, 1975, will be considered.

It is proposed to amend Part 103 of Title 8 as set out below:

PART 103—POWERS AND DUTIES OF SERVICE OFFICERS; AVAILABILITY OF SERVICE RECORDS

In § 103.7 paragraph (a) is amended by adding a new sentence between the existing third and fourth sentences; paragraph (b)(1) is amended by revising 29 existing fees, and adding a new fee. As amended, §§ 103.7 (a) and (b)(1) read in pertinent part as follows:

§ 103.7 Fees.

(a) *Remittances.* * * * A charge of $5.00 will be imposed if a check in payment of a fee is not honored by the bank on which it is drawn. * * *

(b) *Amounts of fees.* (1) The following fees and charges are prescribed:

For filing application for Alien Registration Receipt Card (Form I-151), in lieu of one lost, mutilated, or destroyed, or in a changed name	$10
For filing application on Form I-550 for verification of lawful permanent residence of an alien	5
For filing application for verification of information contained in Service records	5
For filing application (Form I-102), for Arrival-Departure Record (Form I-94) or Crewman's Landing Permit (Form I-95), in lieu of one lost, mutilated, or destroyed	5
For filing application for a United States Citizen Identification Card	5
For filing application for permission to reapply for an excluded or deported alien, an alien who has fallen into distress and has been removed as an alien enemy, or an alien who has been removed at Government expense in lieu of deportation	20
For filing application for passport or visa waiver prior to or at the time application is made for temporary admission to the United States	5
For filing application for visa waiver when application is made for admission as a returning resident	5
For filing application for passport waiver prior to or at the time application is made for permanent admission	5
For filing appeal from or motion to reopen or reconsider any decision under the immigration laws in any type of proceeding over which appellate jurisdiction, if any, belongs to an official of the Service. (The minimum fee of $55 shall be charged whenever an appeal or motion is filed by or on behalf of two or more aliens and all such aliens are covered by one decision)	55
For filing petition to classify nonimmigrant as temporary worker or trainee under section 214(c) of the Act	10
For filing petition to classify nonimmigrant as fiancee or fiance under section 214(d) of the Act	10
For filing petition to classify status of alien relative for issuance of immigrant visa under section 204(a) of the Act	10
For filing application for issuance or extension of reentry permit	5
For filing application for issuance or extension of refugee travel document	5
For filing application for extension of stay of a nonimmigrant, other than one described in section 101(a)(15)(F) or 101(a)(15)(J) of the Act, and, upon a basis of reciprocity, a nonimmigrant described in section 101(a)(15)(A)(iii) or 101(a)(15)(G)(v) of the Act	5
For filing petition to classify preference status of an alien on basis of profession or occupation under section 204(a) of the Act	20
For filing petition to classify orphan as an immediate relative for issuance of immigrant visa under section 204(a) of the Act. (When more than one petition is submitted by the same petitioner in behalf of orphans who are brothers or sisters, only one fee will be required.)	35
For filing application for school approval, except in the case of a school or school system owned or operated as a public educational institution or system by the United States or a state or political subdivision thereof	30
For filing application for discretionary relief under section 212(c) of the Act	50
For filing application for discretionary relief under section 212(d)(3) of the Act, except in an emergency case, or where the approval of the application is in the interest of the United States Government	10
For filing application for waiver of the foreign-residence requirement under section 212(e) of the Act	65
For filing application for waiver of ground of excludability under section 212 (h) or (i) of the Act. (Only a single application and fee shall be required when the alien is applying simultaneously for a waiver under both those sections.)	40
For filing application for adjustment of status to that of a permanent resident under section 245 of the Act	25
For filing application for adjustment of status to that of a permanent resident under section 13 of the Act of September 11, 1957	25
For filing application for creation of record of admission for permanent residence under section 249 of the Act	25
For filing application to record lawful admission for permanent residence under section 214(d) of the Act	25
For filing application for change of nonimmigrant classification under section 248 of the Act	10
For filing appeal from or motion to reopen or reconsider any decision under the immigrations laws in any type proceeding over which the Board of Immigration Appeals has appellate jurisdiction in accordance with § 3.1(b) of this chapter. When the motion to reopen or reconsider is made concurrently with any application under the immigration laws, such application will be considered an integral part of the motion and only the fee for filing the motion or the fee for filing the application, whichever is greater, is payable. (The minimum fee of $65 shall be charged whenever an appeal or motion is filed by or on behalf of two or more aliens and all such aliens are covered by one decision.)	65
For filing application for stay of deportation under Part 243 of this chapter	40
For filing application for temporary withholding of deportation under section 243(h) of the Act	15
For filing application for suspension of deportation under section 244 of the Act	65
For filing application for transfer of petition for naturalization under section 355(1) of the Act, except when transfer is of a petition for naturalization filed under the Act of October 24, 1968, P.L. 90-633	10

For filing application for a certificate of naturalization or declaration of intention in lieu of a certificate or declaration alleged to have been lost, mutilated, or destroyed; or for a certificate of citizenship in a changed name under section 343 (b) or (d) of the Act	5
For filing application for certificate of citizenship on Form N-600 under section 309(c) or section 341 of the Act	10
For filing application for certificate of citizenship on Form N-400 by a parent, and the issuance thereof, under section 341 of the Act	10
For filing application for a special certificate of naturalization to obtain recognition as a citizen of the United States by a foreign state under section 343(c) o fthe Act	10
For filing application for a certificate of naturalization or repatriation under section 343(a) of the Immigration and Nationality Act or the 12th subdivision of section 4 of the Act of June 29, 1906	5
For filing application for section 316(b) or 317 of the Act benefits	10
For special statistical tabulations a charge will be made to cover the cost of the work involved	
For set of monthly, semiannual, or annual tables entitled "Passenger Travel Reports via Sea and Air"	7
For annual subscription for "Passenger Travel Reports via Sea and Air"	105
For certification of true copies, each	1
For attestation under seal	3

[1] Plus communication costs.

* * * * *

(Sec. 103, 66 Stat. 173 (8 U.S.C. 1103))

Dated: April 7, 1975.

L. F. CHAPMAN, Jr.,
Commissioner of Immigration and Naturalization.

[FR Doc.75-9361 Filed 4-9-75;8:45 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[50 CFR Part 251]

FINANCIAL AID PROGRAM PROCEDURES

Fishery for King Crab in Alaska

Notice is hereby given that the Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, has under consideration an amendment to the regulations (50 CFR Part 251) which sets forth financial aid program procedures.

It is the intent of Part 251 of this chapter that financial assistance programs will not be made available when upon review of situations and conditions at hand, as well as prospective developments, the Director deems that the use of such financial assistance programs would not be consistent with the wise use and with the development, advancement, management, conservation, and protection of fisheries resources.

The proposed amendment, as set forth below, would incorporate in Subpart B of the regulation a new § 251.24 to classify the "fishery for king crab in Alaska" as a Conditional Fishery as the term is defined in § 251.1(i).

The principal situations and conditions under consideration for determining that the "fishery for king crab in Alaska" is in need of regulation under Part 251 of this chapter are described in the following Explanatory Statement.

Federal and State agencies as well as the public will be given time and opportunity to comment on this proposed amendment. Comments that are received will be evaluated giving full consideration to the national interest and the multiplicity of environmental, biological, economic, social, and other situations and conditions as the Director may deem relevant. Upon evaluation of all comments and available information, the Director will take action as may be appropriate and will continue to monitor and assess situations and conditions related to the "fishery for king crab in Alaska" to determine the continued need for regulation. This proposed amendment is published pursuant to the authority contained in Section 4 of the Fish and Wildlife Act, 1956, as amended, Title XI of the Merchant Marine Act, 1936, as amended, Section 607 of the Merchant Marine Act, 1936, as amended, the National Environmental Policy Act, and Reorganization Plan No. 4 of 1970.

Written views, data, or arguments on this proposed amendment should be submitted to the Director, National Marine Fisheries Service, Washington, D.C. 20235. All communications received on or before July 10, 1975, will be considered before action is taken with respect to adoption of the proposed amendment. No public hearing is contemplated at this time; however, any persons desiring a public hearing may request such a hearing by writing to the Director, National Marine Fisheries Service, Washington, D.C. 20235. In the event that a public hearing is found necessary, an appropriate notice to that effect will be published in the FEDERAL REGISTER.

By order of the Administrator, National Oceanic and Atmospheric Administration.

ROBERT M. WHITE,
Administrator.

EXPLANATORY STATEMENT

The Director considers it necessary to classify the "fishery for king crab in Alaska" as a Conditional Fishery for regulation under Part 251 of this chapter. For the purpose of this regulation the term "king crab" means any or all of the following species: *Paralithodes camschatica, Paralithodes, platypus, Paralithodes brevipes,* and *Lithodes aequispina.* The necessary situations and conditions for such classification follow.

The "fishery for king crab in Alaska" is under the administration of two Alaskan agencies, the Alaska Department of Fish and Game and the Alaska Commercial Fisheries Entry Commission. In accordance with Alaska's program to conserve and manage its fisheries, comprehensive regulations governing king crab fishing are administered by the Alaska Department of Fish and Game. These regulations are based on available biological and fishing effort data as well as other information and considerations related to management of the Alaska king crab fishery. Under these regulations there are specific statistical and registration areas and requirements for registration of all king crab vessels and king crab fishing gear. These regulations, among other things, restrict the type, numbers and dimensions of king crab gear, the size and sex of king crabs that may be harvested, the open season for harvesting king crabs, and provide for annual catch quotas.

The total U.S. king crab harvest decreased from 159 million pounds in 1966, to 58 million pounds in 1969. In 1970, as part of its management program, Alaska established certain area quotas on the allowable harvest of king crab. While recognizing that such regulatory measures would serve to protect the king crab stocks in certain areas where landings and catch per unit of effort were decreasing, these regulatory measures also encouraged a wider distribution of fishing effort to king crab stocks available in expanded areas. During the 1966 to 1970 period, the U.S. king crab fishing fleet operating in areas of the Aleutian Islands and the Bering Sea was transformed by replacement of many of the older wooden vessels with new and larger steel vessels specifically designed for the Alaska crab fishery. These new vessels have the capability of operating in all Alaska king crab areas and the mobility to operate in the Bering Sea area during seasons when several other king crab fishing areas are closed. Since total fishing effort by this fleet in the Bering Sea has progressively increased, Alaska now regulates the harvests and the open season for U.S. king crab vessels fishing in the Bering Sea area as well as other regulatory areas.

Under Alaska's management program, the U.S. harvest of king crabs has increased from 58 million pounds in 1969 to 76 million pounds in 1973. The mean size of king crabs and the catch per unit of effort have also increased in some areas, but evidence from other areas indicates declines in total catch, declines in the mean weight of king crabs harvested, and declines in the catch per unit of effort. There also remain uncertainties regarding variability in size and age class recruitment of king crabs.

From the standpoint of adequate economic return to fishermen and adequate ability to harvest the resource, there is a concern that excessive numbers of vessels and gear exist in the king crab fishery which detrimentally affect the ability to manage it.

The Alaska Commercial Fisheries Entry Commission has authority to limit, or reduce, the number of entry permits to a level which will be manageable and will provide a reasonable average rate of return to labor and capital. This will prevent further increases in the amount of king crab gear while the Commission further studies this fishery to determine the appropriate number of entry permits that will enable the Commission to

achieve its conservation and management goals. Alaska plans that if reduction of entry permits is required to achieve its goals, this reduction will be achieved through a voluntary buy-back program.

In view of the above-mentioned situations and conditions, and until the Alaska Commercial Fisheries Entry Commission completes its investigation of the fishery for king crab in Alaska, it appears to be inconsistent with the needs and objectives of management to use the financial assistance programs to add vessels or gear to this fishery. Consequently, the Director is considering that the "fishery for king crab in Alaska" should be a Conditional Fishery in accordance with Part 251 of this chapter.

It is proposed to amend Part 251 of this chapter, Subpart B—Conditional Fisheries, to add a new § 251.24 as follows:

§ 251.24 Fishery for king crab in Alaska.

[FR Doc.75-9287 Filed 4-9-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 75-SO-29]

AIRWAY SEGMENTS

Proposed Revocation of Alternate

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would delete V-16S from Nashville, Tenn., to Hinch Mountain, Tenn., and delete V-54S from Huntsville, Ala., to Chattanooga, Tenn.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, P.O. Box 20636, Atlanta, Ga. 30320. All communications received on or before May 12, 1975, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue, SW, Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would delete two alternate airway segments. The peak day count for 1973 and 1974 shows that less than an average of two aircraft per day use these routes. Since they are no longer required for air traffic control, their continued designation as airways can no longer be justified.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on April 4, 1975.

F. L. CUNNINGHAM,
Acting Chief, Airspace and Air Traffic Rules Division.

[FR Doc.75-9340 Filed 4-9-75;8:45 am]

[14 CFR Part 71]

[Airspace Docket No. 75-WA-5]

VOR FEDERAL AIRWAY

Proposed Alteration

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would realign V-515 between Gulkana, Alaska, and Big Delta, Alaska.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Alaskan Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, Alaska 99501. All communications received on or before May 12, 1975, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue, SW, Washington, D.C. 20591. An informal docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would redesignate V-515 from Gulkana via the INT of Gulkana 011° and Big Delta 139° radials to Big Delta.

This change is proposed because of inadequate navigational signal on the present route.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on April 4, 1975.

F. L. CUNNINGHAM,
Acting Chief, Airspace and Air Traffic Rules Division.

[FR Doc.75-9341 Filed 4-9-75;8:45 am]

Federal Railroad Administration

[29 CFR Part 1910]

[Docket No. ROS-1, Notice 2]

RAILROAD OCCUPATIONAL SAFETY STANDARDS

Extension of Comment Period

Notice is hereby given that, at the request of the Railway Labor Executive Association and the Congress of Railway Unions, the Federal Railroad Administration (FRA) has extended to May 30, 1975, the period for filing written comments on the advance notice of proposed rulemaking published on March 7, 1975 (40 FR 10693), requesting public advice on the priorities for and content of Railroad Occupational Safety and Health Standards.

Issued in Washington, D.C. on April 7, 1975.

DONALD W. BENNETT,
Chief Counsel,
Federal Railroad Administration.

[FR Doc.75-9332 Filed 4-9-75;8:45 am]

National Highway Traffic Safety Administration

[49 CFR Part 571]

[Docket No. 74-14; Notice 3]

OCCUPANT CRASH PROTECTION

Proposed Safety Requirements

This notice proposes an amendment of Standard No. 208, *Occupant crash protection*, 49 CFR 571.208, that would continue until August 31, 1976, the present three options available for occupant crash protection in passenger cars. This amendment would replace the existing requirement for protection by means that require no action by vehicle occupants.

The requirements of Standard No. 208 for passenger cars have been imposed in sequential phases, with the current phase that offers three crash protection options ending August 14, 1975, to be replaced by a requirement for crash protection that is "passive", i.e., requires no action by vehicle occupants such as fastening a seatbelt. On December 5, 1972, the U.S. Court of Appeals for the Sixth Circuit in *Chrysler v. DOT*, 472 F.2d 659 (6th Cir. 1972), upheld the basic validity of Standard No. 208, but required the agency to issue more specific dummy specifications, and suspended the mandatory passive requirements that were to come into effect on August 15, 1975.

New dummy specifications were published on August 1, 1973 (38 FR 20449) as Part 572 of Title 49, Code of Federal Regulations. The NHTSA has also proposed a delay of the effective date for "passive" restraints, as ordered by the court in the *Chrysler* case, and an extension of the current 3-option phase for the period of delay from August 14, 1975, to August 31, 1976 (39 FR 10271, March 19, 1974).

The proposed extension of the three options called for an ignition interlock system and "continuous buzzer," which have since been deleted from the current requirements (39 FR 38380, October 31, 1974; 39 FR 42692, December 6, 1974; 40 FR 6218, February 10, 1975) in accordance with the provisions of the Motor Vehicle and Schoolbus Safety Amendments of 1974 (15 U.S.C. § 1410 (b)).

A decision has not yet been made on the long-term requirements for occupant crash protection, and manufacturers must be informed of the requirements

for the interim period. The NHTSA finds it desirable, therefore, to propose the extension of the present requirements of Standard No. 208 for the period August 14, 1975, to August 31, 1976. The requirements for this period would be identical to the three options in effect during the current phase for passenger cars on and after February 24, 1975.

Because of the short time remaining before production plans are made final for 1976-model passenger cars, a comment period of 30 days is established.

In consideration of the foregoing, it is proposed that Standard No. 208 (49 CFR § 571.208) be amended as follows:

§ 571.208 [Amended]

1. The title and first sentence of S4.1.2 would be amended to read:

S4.1.2 *Passenger cars manufactured from September 1, 1973, to August 31, 1976.* Passenger cars manufactured from September 1, 1973, to August 31, 1976, inclusive, shall meet the requirements of S4.1.2.1, S4.1.2.2, or S4.1.2.3.

2. Section S4.1.3 of Standard No. 208 would be deleted.

Interested persons are invited to submit comments on the proposal. Comments should refer to the docket number and be submitted to: Docket Section, National Highway Traffic Safety Administration, Room 5108, 400 Seventh Street, SW, Washington, D.C. 20590. It is requested but not required that 10 copies be submitted.

All comments received before the close of business on the comment closing date indicated below will be considered, and will be available for examination in the docket at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. However, the rulemaking action may proceed at any time after that date, and comments received after the closing date and too late for consideration in regard to the action will be treated as suggestions for future rulemaking. The NHTSA will continue to file relevant material as it becomes available in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new material.

Comment closing date: May 12, 1975.

Proposed effective date: Date of publication of the final rule in the FEDERAL REGISTER.

(Sec. 103, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegations of authority at 49 CFR 1.51 and 49 CFR 501.8).

Issued on April 3, 1975.

ROBERT L. CARTER,
Associate Administrator,
Motor Vehicle Programs.

[FR Doc.75-9285 Filed 4-7-75;9:49 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 52]

[FRL 357-8]

IDAHO

Air Quality Implementation Plan; Proposed Revisions

Section 110 of the Clean Air Act, as amended, and the implementing regulations of 40 CFR Part 51, require each State to submit a plan which provides for the implementation, maintenance and enforcement of national ambient air quality standards throughout the State. On May 31, 1972 (37 FR 10842), the Administrator of the Environmental Protection Agency (EPA) approved, with certain exceptions, the State of Idaho Air Quality Implementation Plan. On January 10 and January 24, 1975, the Governor of the State of Idaho submitted for the Administrator's approval proposed revisions to the State Implementation Plan (SIP). These revisions were adopted by the State Board of Health and Welfare after proper notice and public hearing, in accordance with 40 CFR 51.4 and 51.6.

The proposed revisions include changes to the Rules and Regulations for the Control of Air Pollution in Idaho, which is part of the approved SIP. The changes include:

1. An amended Regulation C, Ambient Air Quality Standards, adopted April 11, 1974.

2. An amended Regulation A, General Provisions, adopted December 5, 1974.

3. A revised Regulation S, Control of Sulfur Oxide Emissions, adopted January 3, 1975.

The Administrator is today proposing to approve regulation C and proposing to disapprove regulation S, as submitted on January 10, 1975, and proposing to approve regulation A, as submitted on January 24, 1975.

Regulation C has been amended by the State to maintain consistency with EPA's standards for sulfur oxides, as amended on September 14, 1973 (38 FR 25678). The requirements for the annual secondary and maximum 24-hour secondary concentrations have been deleted from the Regulation. There is no change in the maximum 3-hour secondary standard, which is the same as the federal standard, 1,300 micrograms per cubic meter (0.5 ppm).

The revisions to regulation A include the addition of several definitions to section 2 and a revision to section 6, Scheduled Maintenance, which requires the reporting of any exceeded emission limits as a result of shutdown of any air pollution control equipment for scheduled maintenance while the related equipment continues to operate. The section provides that permission must be obtained from the State Department of Health and Welfare prior to such a shutdown and permission may be granted only if maximum reasonable effort has been made to complete such maintenance during periods of non-operation of the related equipment.

The Administrator is proposing disapproval of regulation S, Control of Sulfur Oxide Emissions, on the basis that the regulation allows the Bunker Hill Company to apply for permission to use a Supplementary Control System (SCS) without the application of reasonably available control technology. EPA has previously established a policy that SCS may only be allowed as a control measure after the application of permanent control which is reasonably available to the source. Further, the provision in Section IV (17) of the State regulation, which establishes a 30-day review period for determining the source's liability for the annual standard violation, negates the basic legal premise of SCS, i.e., that the source is an isolated source.

On October 7, 1974 (39 FR 36018), EPA proposed a federal regulation for the control of sulfur oxides in the Idaho portion of the Eastern Washington-Northern Idaho Interstate Region. On January 22, 1975, EPA held a public hearing to receive public comment on the proposed federal regulation. Information received as a result of this hearing will be considered in the Administrator's final decision on the approval or disapproval of Regulation S.

With the revised regulation S, the State forwarded to EPA additional information to be included in chapter IV, Control Strategies, and appendix F, Discussion of Control Measures of Sulfur Dioxide in the State of Idaho, of the SIP. The information in chapter IV discusses the revised control strategy for sulfur dioxide in the Idaho portion of the Eastern Washington-Northern Idaho Interstate Air Quality Control Region (AQCR). Further, this explains in narrative form the background of the two regulatory approaches the State is taking in regulation S to meet the ambient air quality standards in the Kellogg, Idaho, area. Appendix F provides background data for the "sliding scale" provisions provided in section IV (16) of regulation S and for interim 24-hour primary ambient SO_2 standards set by the State for the affected source to meet before July 31, 1977.

Copies of the proposed revisions to the Idaho Implementation Plan are available for public inspection at the following addresses:

State of Idaho
Department of Health and Welfare
Statehouse
Boise, Idaho 83720

Environmental Protection Agency
1200 Sixth Avenue
Seattle, Washington 98101

Freedom of Information Center
Environmental Protection Agency
401 M Street SW.
Washington, D.C. 20460

All interested persons are encouraged to submit written comments on whether the proposed revisions to the Idaho Implementation Plan should be approved or disapproved as required by Section 110 of the Clean Air Act, as amended. Comments received on or before May 12, 1975, will be considered. Public comments received on the proposed revisions will be available for public inspection at the EPA Regional Office and EPA Headquarters at the addresses noted above. Comments should be directed to the Regional Administrator, Environmental Protection Agency, 1200 Sixth Avenue, Seattle, Washington 98101 Attention Ms. K. Higley M/S 629.

This notice of proposed rulemaking is issued under the authority of section 110(a) of the Clean Air Act, as amended (42 U.S.C. 1857c-5(a)).

Date: March 31, 1975.

C. V. SMITH, Jr.,
Regional Administrator.

It is proposed to amend Part 52 of Chapter I, Title 40 of the Code of Federal Regulations as follows:

Subpart N—Idaho

1. In § 52.670, paragraph (c)(2) is revised to read as follows:

§ 52.670 Identification of plan.

* * * * *

(c) Supplemental information was submitted on:

* * * * *

(2) March 2, May 5 and June 9, 1972, February 15, July 23 and October 16, 1973; July 1, 1974 (Indirect Source Regulation and compliance schedules), and January 10 (chapter IV and appendix F of the Implementation Plan, regulations C and S of the Rules and Regulations for the Control of Air Pollution in Idaho) and January 24, 1975 (regulation A of the Rules and Regulations for the Control of Air Pollution in Idaho).

2. In § 52.676, paragraph (a) is revised as follows:

§ 52.676 Control strategy: Sulfur oxides—Eastern Washington-Northern Idaho Interstate Region.

(a)(i) The requirements of § 51.13 of this chapter are not met in the Idaho portion of the Eastern Washington-Northern Idaho Interstate Region since the plan does not provide for the necessary emission reductions for the attainment and maintenance of the primary standards for sulfur oxides.

(ii) Regulation S of the Rules and Regulations for the Control of Air Pollution in Idaho, which is part of the SO_2 control strategy, is disapproved since it is inconsistent with the purposes and provisions of section 110 of the Clean Air Act.

* * * * *

[FR Doc.75-9321 Filed 4-9-75;8:45 am]

FEDERAL DEPOSIT INSURANCE CORPORATION

[12 CFR Part 329]

INTEREST ON DEPOSITS

Preauthorized Payments or Transfers From Savings Deposits

1. Notice is hereby given that the Board of Directors of the Federal Deposit Insurance Corporation (the "Corporation"), under the authority in section 9, 64 Stat. 881, 12 U.S.C. 1819 and section 18, 64 Stat. 891, 12 U.S.C. 1828, is considering an amendment to § 329.5(c) of its regulations (12 CFR 329.5(c)). The amendment would permit an insured nonmember bank to make periodic payments or transfers of credit from a customer's savings account to facilitate payment to third parties, regardless of the nature of the customer's obligation.

The Corporation's current regulations prohibit an insured nonmember bank from entering into an agreement with the holder of a savings account whereby the bank will periodically withdraw funds from the account, pursuant to his written instructions, for the purpose of making payment to his creditors or other third parties (12 CFR 329.5(c)(2)). The prohibition applies to withdrawals through payment to the bank itself as well as through transfers of credit to a demand or other account of the same depositor. There is an exception for the periodic payment of principal, interest and other charges on a real estate loan or mortgage. This is the only exception at present.

The Corporation has received a number of requests to expand this payment or transfer authority. After considering the relative merits of these proposals, the Board of Directors has concluded that such an expansion might well be in the public interest. It would permit bank customers to make better use of their savings in order to meet recurring obligations such as insurance premiums, utility bills and payments for automobile and other consumer loans.

The proposed amendment would permit arrangements whereby a depositor could give his bank written authorization to make periodic withdrawals from his savings account for the purpose of paying all or a portion of his debts to various third parties. Payment would then be made either by a simple transfer of credit to another account in the bank or by having the bank draw a check on itself payable to the third party. This would allow payment to third parties who do not maintain an account with the depositor's bank.

The proposed amendment would not permit the depositor to give his bank (or anyone else) a negotiable or transferable authorization which could itself be used as a means of making payment to a third party. In addition, the depositor would still be barred from authorizing payments or transfers of credit for the purpose of covering checks or drafts drawn by the depositor on the bank.

2. The proposed amendment to § 329.5(c) would read as follows:

§ 329.5 Withdrawal of savings deposits.

* * * * *

(c) *Manner of payment of savings deposits.* (1) Subject to the provisions of paragraphs (c)(2) and (4) of this section, an insured nonmember bank may permit withdrawals to be made from a savings deposit only through payment[18] to the depositor himself (but not to any other person whether or not acting for the depositor), except:

* * * * *

(vi) Payment or transfers of credit made pursuant to a nonnegotiable, nontransferable written order or authorization, signed by the depositor, directing the bank to make such payments or transfers of credit to third parties, periodically or otherwise. Any such order or authorization shall include a clear and conspicuous statement to the effect that it is neither negotiable nor transferable.

(2) Notwithstanding the provisions of paragraph (c)(1) of this section, no withdrawal shall be permitted by an insured nonmember bank to be made from a savings deposit, through payment to the bank itself or through transfer of credit to a demand or other deposit account of the same depositor (other than of interest on the savings deposit) if such payment or transfer is made pursuant to any advertised plan or any agreement, written or oral, which authorizes such payments or transfers of credit to be made as a normal practice in order to cover checks or drafts drawn by the depositor upon the bank.

* * * * *

3. This notice is published pursuant to section 553(b) of Title 5, United States Code, and §§ 302.1 and 302.2 of the rules and regulations of the Federal Deposit Insurance Corporation.

4. Interested persons are invited to submit written data, views or arguments regarding the proposed amendment to the Office of the Executive Secretary, Federal Deposit Insurance Corporation, Washington, D.C. 20429 no later than May 30, 1975.

By order of the Board of Directors, April 4, 1975.

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] ALAN R. MILLER,
Executive Secretary.

[FR Doc.75-9416 Filed 4-9-75;8:45 am]

[12 CFR Part 329]

INTEREST ON DEPOSITS

Notice of Proposed Change in Application of Penalty Provisions to Withdrawal of Time Deposits Before Maturity

1. Notice is hereby given that the Board of Directors of the Federal Deposit Insurance Corporation (the "Corporation"), under the authority contained in section 9, 64 Stat. 881, 12 U.S.C.

[18] Payment from a savings deposit or presentation of a passbook may be made over the counter, through the mails, or otherwise.

1819 and section 18, 64 Stat. 891, 12 U.S.C. 1828, and after consultation with the Board of Governors of the Federal Reserve System and the Federal Home Loan Bank Board, is considering an amendment to § 329.4(d) of its regulations governing interest on deposits (12 CFR 329.4(d)). The proposed amendment would permit insured nonmember banks to pay time deposits before maturity, without imposing a penalty, in cases where the depositor has died.

Section 18(g) of the Federal Deposit Insurance Act (12 U.S.C. 1828(g)) provides that no insured nonmember bank shall pay any time deposit before its maturity except in accordance with such regulations as the Corporation's Board of Directors may prescribe. The current regulations require that an insured nonmember bank impose a substantial interest penalty when it pays a time deposit prior to maturity. Insured nonmember banks are required to impose such penalties in order to preserve the distinction between demand and time deposits and to prevent time deposit accounts from being utilized as essentially demand deposit or transaction accounts. However, since the amendment would apply only in those cases where the depositor has died, it is considered unlikely that the amendment would interfere with this purpose to any significant extent.

The proposed amendment provides that the depositor must have been the sole legal and beneficial owner of the deposit at the time of his/her death. Thus, for example, the death of a trustee acting in that capacity as the depositor of uninvested trust funds, and holding legal title to those funds, would not fall within the proposed amendment as to either the beneficiaries of the trust or successor trustees. Similarly, the amendment would not apply where beneficial ownership is divided between the settlor and beneficiaries (*e.g.*, an irrevocable express trust with a life estate in the settlor and vested remainder in the beneficiaries). However, the amendment would apply if the trustee is also the settlor of a revocable trust, "Totten" or tentative trust, payable-on-death or similar account, and as such retains sole legal and beneficial ownership of the funds at the time of his/her death.

The amendment as proposed would not apply to jointly owned deposits where there is a surviving depositor or depositors who were parties to the deposit contract and presumably had knowledge of the applicable penalties.

2. It is proposed that paragraph (d) of § 329.4 be amended by adding a new sentence at the end thereof as follows:

§ 329.4 Payment of time deposits before maturity.

* * * * *

(d) *Penalty on payment of time deposits before maturity.* * * * *Provided,* that the penalty prescribed by this paragraph (d) shall not apply to the withdrawal of all or any portion of a time deposit before the maturity thereof upon the death of an individual depositor who, at the time of his death, is the sole legal and beneficial owner of such deposit.

3. This notice is published pursuant to section 553(b) of Title 5, United States Code, and §§ 302.1 and 302.2 of the rules and regulations of the Federal Deposit Insurance Corporation.

4. Interested persons are invited to submit written data, views or arguments regarding the proposed amendment to the Office of the Executive Secretary, Federal Deposit Insurance Corporation, Washington, D.C. 20429 no later than May 16, 1975.

By order of the Board of Directors, April 4, 1975.

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] ALAN R. MILLER,
Executive Secretary.

[FR Doc.75-9417 Filed 4-9-75;8:45 am]

FEDERAL POWER COMMISSION

[18 CFR Part 2]

[Docket No. RM75-25]

POLICY WITH RESPECT TO CERTIFICATION OF PIPELINE TRANSPORTATION AGREEMENTS

Proposed Rulemaking To Adopt Policy Statement With Request for Comments

APRIL 4, 1975.

This notice submits for public comment a proposed statement of policy with respect to the transportation by jurisdictional pipelines of natural gas sold by certain producers[1] from the on-shore and the off-shore non-federal domain directly (1) to non-resale industrial customers for priority 2 uses or for those priority 3 uses that would otherwise have been in priority 2 had the gas been purchased on a firm basis; or (2) to local distributors for resale to industrial or commercial customers for the same priority 2 or 3 uses or to priority 1 customers.[2] The Commission proposes to implement such policy in all matters arising under the Natural Gas Act. When applied in specific cases, opportunity would be afforded interested parties to challenge or support this policy through factual or legal presentation as may be appropriate in the circumstances presented.

The Commission recognizes that such cases as F.P.C. v. Transcontinental Gas Pipe Line Corporation, 265 U.S. 1 (1961), and Arizona Public Service Company v. F.P.C., ____ U.S. App. D.C. ____, 483 F.2d 1275 (1973), might be read to imply that the Commission is predisposed as a matter of policy to look with disfavor upon applications for certificates of public convenience and necessity filed by jurisdictional pipelines for authority to transport gas sold by producers directly (1) to high priority (industrial or commercial) customers, or (2) to local distributors for resale to high priority customers. The Commission would therefore make its views clear in the proposed policy statement so that those high priority customers, or those local distributors serving high priority customers, who would otherwise have been discouraged from making such direct purchases will now be encouraged to explore the possibilities of entering into sales contracts with producers and of arranging for transportation of the gas by pipelines subject to our jurisdiction.

DISCUSSION

Section 2.78 of our Statement of Policy, 18 CFR 2.78, contains our statement of policy on priorities-of-deliveries by jurisdictional pipeline companies during periods of curtailment. The highest priority is reserved for residential and small commercial users. The second highest priority is reserved for large commercial and firm industrial customers who use gas for plant protection, feedstock and process needs. Similarly, those priority 3 industrial customers purchasing under interruptible contracts that would otherwise have been in priority 2 had the gas been purchased on a firm basis also represent high priority industrial uses. For these customers supplies of natural gas are essential for human needs or for continued operation of their businesses. These observations are confirmed by the fact that numerous pipelines have filed end-use curtailment plans which accord high priority status to such uses.

It now appears, however, that natural gas supply deficiencies for pipelines subject to our jurisdiction have increased to the point where some of these high priority end uses may be, or already are, subject to curtailments. A report issued by our Bureau of Natural Gas on November 15, 1974,[3] projected that natural gas supply deficiencies for major interstate natural gas pipeline companies will be 107 percent greater during the current (i.e. 1974–75) winter than they were during the last (i.e. 1973–74) winter. Regarding firm curtailments, the anticipated supply deficiencies for September 1974 through August 1975 exceed the actual curtailments for the preceding year

[1] As set forth hereinafter, the proposed policy would not apply to sales by a producer which is an affiliate of a jurisdictional pipeline, nor to sales by a producing division of a jurisdictional pipeline.

[2] As set forth in § 2.78 of the Commission's Statement of Policy, 18 CFR 2.78, priority 1 uses include: Residential, small commercial (less than 50 Mcf on a peak day).

Priority 2 uses include: Large commercial requirements (50 Mcf or more on a peak day), firm industrial requirements for plant protection, feedstock and process needs, and pipeline customer storage injection requirements.

Priority 3 uses include: All industrial requirements not specified in paragraph (a)(2), (4), (5), (6), (7), (8), or (9) of 18 CFR 2.78.

[3] FPC News Release No. 20849. This report was prepared on the basis of responses filed by 44 pipelines pursuant to Form No. 16, Report of Gas Supply Requirements. The report provides requirements and curtailment data for the period September 1973, through August 1974, together with projections for the year ending August 1975.

by 996,234,000 Mcf, or 73.15 percent, with 19 pipelines reporting actual firm curtailments.[4] With respect to curtailment of interruptible sales, the anticipated supply deficiencies for September 1974 through August 1975 will result in anticipated curtailment of over 58 percent of interruptible loads. It thus appears that curtailments are continuing to deepen and spread among more and more segments of our society. This conclusion is supported by the fact that there has been a marked increase in the number of petitions filed with us for extraordinary relief from pipeline curtailment plans. Several specific examples will illustrate the variety of commercial and industrial products and processes that have been affected:

Ammonia used in the production of fertilizer or animal feed additives—Northwest Pipeline Corporation (Reichold Chemicals, Inc.), Docket No. RP75-31-1; United Gas Pipeline Company, Docket No. RP74-37-11; Texas Eastern Transmission Corp. (North Alabama Gas District), Docket No. RP74-39-8; Alabama-Tennessee Natural Gas Company (T.V.A.), Docket No. RP75-44-2; Florida Gas Transmission Company (Borden, Inc. and Gardinier, Inc.), Docket Nos. RP74-50-3 and RP74-50-4; Southern Natural Gas Company (Kaiser Aluminum & Chemical Co.), Docket No. RP74-71-3;

Glass—Transcontinental Gas Pipe Line Corp. (City of Laurens, South Carolina), Docket No. RP75-16-7;

Fibre glass—Texas Eastern Transmission Corp. (Penn Fuel (Owens-Corning)), Docket No. RP74-39-14;

Electrical components and electronic equipment—Alabama-Tennessee Natural Gas Company, Docket No. RP75-44-1; Texas Eastern Transmission Corp. (Penn Fuel (Westinghouse)), Docket No. RP74-39-16;

Aluminum—Tennessee Gas Pipeline Co. (Humphreys County Utility District), Docket No. RP74-91-16;

Beryllium copper strips—Texas Eastern Transmission Corp. (Penn Fuel (Burch-Willman)), Docket No. RP74-39-15;

Refractories and kilns—Florida Gas Transmission Co. (Basic Magnesia, Inc.), Docket No. RP74-50-1; Texas Eastern Transmission Corp. (Penn Fuel (Glen-Gary)), Docket No. RP74-39-17;

Nickel refining—Southern Natural Gas Co. (Amax Nickel Refining Co.), Docket No. RP74-71-1;

Bearings—Texas Eastern Transmission Corp. (Penn Fuel (Bonnd Brooke)), Docket No. RP74-39-18;

Steel rolling mills—Coumbia Gas Transmission Corp. (Teledyne Ohio Steel), Docket No. RP75-74-3;

Plastic films— Texas Eastern Transmission Corp. (Penn Fuel (Allied Chemical)), Docket No. RP74-39-19; Texas Eastern Transmission Corp. (Penn Fuel (American Argo)), Docket No. RP74-39-20;

Propane and butane extraction—Florida Gas Transmission Co. (Florida Hydrocarbons), Docket No. RP75-50-5;

Plant protection—Texas Eastern Transmission Corp. (Penn Fuel (United Metal Receptacle)), Docket No. RP74-39-21;

As well as other products and processes—See, e.g. Tennessee Gas Pipeline Co. (East Tennessee and Penn Gas & Water Co.), Docket Nos. RP74-91-17 and RP74-91-18.

The practical effect of curtailment of such high priority end uses may very well be a decrease in the production of these and other essential products and services. This decrease in production in turn will mean not only shortages but increased inflation as consumers offer to pay higher prices for the decreasing supply of goods and services available. Of equal importance is the fact that plant closings and production cutbacks may result in an increase in the number of workers laid off either temporarily or indefinitely. We are aware that curtailments of high priority uses pose a serious threat to the employment of thousands of workers. In the exercise of our responsibility and the use of our statutory power we recognize the national policies of, interalia, the Natural Gas Act, 15 U.S.C. section 717, et seq., and the Full Employment Act of 1946, 15 U.S.C. section 1021.

One possible way for existing high priority customers to obtain gas not available from their pipeline suppliers would be to buy gas directly from producers with the pipeline providing transportation of the gas. Since such direct sales would not be subject to our rate jurisdiction, the high priority customers would be able to compete directly with the producer's intrastate customers for gas supplies. Thus, gas which would otherwise be sold only to intrastate consumers would become available to high priority customers in the interstate market.

It may also be possible for high priority customers to obtain gas from their local distributor if the distributor is able to contract directly with a producer. While a producer's sale to a local distributor for resale to a high priority customer would be subject to our rate jurisdiction, thus making it more difficult for the local distributor to compete with the producer's intrastate customers for gas supplies, we will not rule out the possibility that local distributors may be able to purchase natural gas directly from producers to supply the distributor's existing high priority customers.

Whether the gas is purchased from a producer by a nonresale customer, or by a local distributor, the interstate transportation of such gas by a pipeline would be subject to our jurisdiction. The pipeline would thus be obliged to seek a certificate of public convenience and necessity from the Commission under section 7 of the Natural Gas Act, 15 U.S.C. section 717f, for permission to transport the gas. We are clearly authorized by the Act to grant such transportation certificates, and we have issued such certificates in the past. However, we realize that in two of the cases in which we denied transportation certificates,[5] we may have left the impression that we are generally opposed to the granting of transportation certificates for policy reasons and that it would therefore be futile for anyone, including high priority industrial and commercial customers, or local distributors who serve high priority customers, to buy gas directly from producers.

We wish to point out, however, that in the Transco and APS cases, we did not mean to imply that we were, without exception, opposed to the granting of transportation certificates. In both of those cases the Commission relied upon the following three factors in denying certificates: (1) the consumer intended to use the gas for boiler fuel—an inferior use; (2) the pipeline had failed to show that transportation of the gas was not preempting pipeline capacity which would otherwise be available for higher priority uses; and (3) the price of the gas was above the field rates set by the Commission for jurisdictional sales, the effect of which would be a general rise in the field prices, or a reduction in the amount of gas available for customers in the interstate market, particularly for high priority customers. In both cases all three factors were found to exist; the Commission did not speak to a case where other facts might be shown.

In present day circumstances, however, it may be possible for the pipeline to distinguish the Transco and APS cases by establishing that the gas will be used for a relatively high priority use; by showing that the transportation of the gas will not preempt pipeline capacity otherwise available for high priority uses, particularly when the transporting pipeline has unused capacity as a result of its curtailments; or by showing that the sale will neither have an adverse effect upon field prices nor upon the volumes of gas available to the interstate market, because the gas contracted for would not otherwise be available for sale to the interstate pipeline and, in the case of sales to non-resale customers, the price paid does not compare unfavorably with field prices paid by intrastate buyers. In this connection, we would point out that in ruling upon applications for transportation certificates we would consider not only the above three factors, but all relevant factors bearing upon the public interest, including any positive effects which follow from the fact that high priority customers would be able to obtain gas. No one factor would control our determination of whether a certificate should be issued. Rather, it would be the balance of all factors that will determine the outcome in each case.

In proposing this statement of policy we are not changing any existing rule or regulation but merely proposing to do that which we have the authority to do on an ad hoc basis under the Natural Gas Act.

If a pipeline is able to make the requisite showing in a certificate proceeding, gas supplies which are not otherwise sold in the interstate market would

[4] The actual net firm curtailments for the 12 month period ending August 31, 1974, totaled 1,361,871,000 Mcf and the projected net firm curtailments from September 1974, through August 1975, total 2,358,105,000 Mcf.

[5] F.P.C. v. Transcontinental Gas Pipe Line Corp., 365 U.S. 1 (1961); and Arizona Public Service Co. v. F.P.C., ____ U.S. App. D.C., 485 F.2d 1275 (1973).

be made available to an important segment of the interstate market, namely, to high priority customers. Since it is our intent to elicit supplies which would not otherwise be available to these customers, we propose to exclude from the operation of this policy statement gas which is already committed to an interstate pipeline under an advanced payment plan, or gas sold by producers which are affiliated with a jurisdictional pipeline or gas produced by a producing division of a jurisdictional pipeline.

As set forth above, we believe that it may be possible for a pipeline seeking a certificate to transport gas which has been sold by a producer directly to a high priority customer, or to a local distributor for resale to a high priority customer, to show that such an arrangement is in the public interest. It would therefore be our policy, subject to the qualifications set forth herein, to accept applications for certificates to transport gas sold (1) directly to non-resale high priority industrial or commercial customers or (2) to local distributors for resale to high priority customers; and to grant certificates when, upon consideration of all relevant factors, we conclude that the public convenience and necessity standard has been satisfied by the record in each such case.

In proposing to adopt this policy statement we wish to make it clear that this policy would not apply when the gas purchased from the producer was to be used either directly or indirectly to supply a new plant or new customers or to increase the volumes of gas that such plants or customers would have received had they not been curtailed as a result of curtailments by their jurisdictional pipeline supplier. In other words, this policy is intended to apply only to those existing high priority customers whose deliveries are curtailed because of curtailments by their jurisdictional pipeline supplier.

We recognize that there are potential problems that should be considered before we adopt such a policy statement. For example, one effect of implementing this policy may be an escalation of unregulated gas prices. Such a price escalation may be inflationary to the extent that it pushes the level of intrastate prices further above the level necessary to elicit new supplies. An increase in the procurement by high priority customers of their own gas supplies may adversely affect the supply portion of land-locked pipelines who do not have ready access to off-shore federal domain gas and who have depended upon the availability of supplies that are surplus to local needs. Furthermore, implementation of the policy might enhance the competitive position of large industrial and commercial customers by virtue of the fact that many high priority industrial and commercial customers, or their local distributors, may be too small to arrange a field purchase, or may not be in a position to execute long-term contracts. Or, the direct purchase by a high priority industrial or commercial customer may decrease the business of that customer's local distributor. Such a decrease in the local distributor's business may result in a corresponding decrease in its revenues thereby requiring an increase in the distributor's rates to its remaining customers. Finally, implementation of this policy may reduce the amount of gas available in the future to Priority 1 customers of those jurisdictional pipelines that are already experiencing deep curtailments.

While we believe that the benefits that would follow from the implementation of this policy would outweigh any of the problems that might be created thereby, we nevertheless believe that the public interest would best be served, and our deliberations would be materially aided by, the receipt of comments from any and all interested parties, including governors, state public service commissions, state resource agencies and interested federal agencies and departments. Comments from state officials in gas consuming states will be particularly helpful in weighing the benefits of potentially increased gas supplies against any problems that might be created by implementation of the proposed policy. We further recognize that the decision to adopt or to reject the proposed policy statement may influence the decision by industries located in the consuming states to either remain in the consuming states or to relocate their operations in the producing states. Because of the important and far-reaching effects our decision may have on employment in the consuming states, as well as on the general economic well-being of those states, we look forward with interest to their comments.

Proposed policy statement. The proposed policy statement constitutes a new § 2.79, Title 18, Code of Federal Regulations, Subchapter A, Chapter I, Part 2, General Policy and Interpretations, as follows:

§ 2.79 Policy with respect to certification of pipeline transportation agreements.

(a) The national interest in the protection of natural gas service to customers who use natural gas for high priority end uses during periods of curtailed deliveries by jurisdictional pipeline companies will be served by the Commission's accepting for filing and approving, when in the public interest, applications for certificates of public convenience and necessity filed by jurisdictional pipelines to transport gas sold by producers of natural gas from both the on-shore and the off-shore non-federal domain (1) directly to non-resale industrial and commercial customers for priority 2 uses or for those priority 3 uses that would otherwise have been in priority 2 had the gas been purchased on a firm basis; or (2) to local distributors for resale to industrial or commercial customers for the same priority 2 or 3 uses, or for resale to priority 1 uses.

(b) As used in paragraph (a) of this section, priorities 1, 2 and 3 refer to the priorities as set forth in § 2.78(a) of the Commission's general policy and interpretations, 18 CFR 2.78(a).

(c) This policy is not intended to apply to sales of gas which is already committed to jurisdictional pipelines under an advance payment plan, or to gas sold by an affiliate of a jurisdictional pipeline or to gas sold by a producing division of a jurisdictional pipeline.

(d) This policy is intended to apply only to those existing high priority industrial and commercial customers referred to in paragraph (a) of this section whose deliveries are curtailed because of curtailments by their jurisdictional pipeline supplier, and to those local distributors which are being required by virtue of curtailments by their pipeline suppliers to curtail service to their existing high priority customers.

(e) Nothing in this § 2.79 is intended to amend, modify or in any way change any existing rule or regulation.

Any interested person may submit to the Federal Power Commission, Washington, D.C. 20426, not later than May 19, 1975, views, comments, or suggestions in writing concerning all or part of the statement of policy proposed herein. Written submittals will be placed in the Commission's public files and will be available for public inspection at the Commission's Office of Public Information, Washington, D.C. 20426, during regular business hours. The Commission will consider all such written submittals before action on the matters proposed herein. An original and 14 conformed copies should be filed with the Secretary of the Commission. Submittals to the Commission should indicate the name, title, mailing address, and telephone number of the person to whom communications concerning the proposal should be addressed.

The Secretary shall cause prompt publication of this notice to be made in the FEDERAL REGISTER.

By direction of the Commission.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9358, Filed 4-9-75;8:45 am]

notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF DEFENSE

Department of the Air Force

USAF SCIENTIFIC ADVISORY BOARD

Closed Meeting

APRIL 3, 1975.

The USAF Scientific Advisory Board Study Group on Management and Support of Air Force Command, Control and Communications will hold a meeting at Andrews AFB MD on May 1, 1975 from 8:30 a.m. to 5 p.m.

The meeting will be closed to the public. The Study Group will receive classified briefings, review proprietary information, and conduct internal planning for further activities of the Group on matters listed in 5 U.S.C. 552(b) (1), (4), and (5).

For further information contact the Scientific Advisory Board Secretariat on 202-697-4648.

JAMES E. DAGWELL,
Chief, Documentation Management Branch, Directorate of Administration.

[FR Doc.75-9362 Filed 4-9-75;8:45 am]

Office of the Secretary

DEFENSE SCIENCE BOARD TASK FORCE ON IDENTIFICATION FRIEND, FOE OR NEUTRAL

Advisory Committee Meeting

The Defense Science Board Task Force on Identification Friend, Foe or Neutral will meet in closed session on 16 May 1975, at the National Security Agency, Maryland.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Director of Defense Research and Engineering on overall research and engineering and to provide long-range guidance in these areas to the Department of Defense.

The Task Force will provide an analysis of technology and systems applicable to the identification function and indicate promising solutions to the problem area for possible implementation within the Department of Defense.

In accordance with section 10(d) of Appendix I, Title 5, United States Code, it has been determined that this Task Force meeting concerns matters listed in section 552(b) of Title 5 of the United States Code, specifically Subparagraph (1) thereof, and that accordingly this meeting will be closed to the public.

MAURICE W. ROCHE,
Director, Correspondence and Directives, OASD (Comptroller).

APRIL 7, 1975.

[FR Doc.75-9326 Filed 4-9-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[M 31297: Group 595]

MONTANA

Filing of Plat of Survey

APRIL 1, 1975.

1. Plat of survey of the lands described below will be officially filed in the Montana State Office, Bureau of Land Management, 316 North 26th Street, Billings, Montana 59101, at 10:00 a.m., May 19, 1975.

PRINCIPAL MERIDIAN, MONTANA

T. 2 N., R. 9 W.,
Sec. 16: Tract 37.
The area described contains 3.51 acres.

2. The above described lands are embraced in the Deer Lodge National Forest by Executive Order 880 of July 1, 1908. They are also within a Determination Area under Public Law 167 (Act of Congress July 23, 1955).

3. The survey was accomplished for relief of a residential occupancy on an unpatented mining claim, as provided in the Act of October 23, 1962 (76 Stat. 1127).

EDNA A. HAVERLAND,
Chief, Branch of Records and Data Management.

[FR Doc.75-9365 Filed 4-9-75;8:45 am]

[NM 24895]

NEW MEXICO

Application

APRIL 1, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Phillips Petroleum Co. has applied for a 4½ inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 25 S., R. 32 E.
Sec. 21. E½W½;
Sec. 28, E½NW¼, NE¼SW¼, W½SE¼;
Sec. 33, W½E½.

T. 26 S., R. 32 E.
Sec. 4, NW¼NE¼.

This pipeline will convey natural gas across 3.01 miles of national resource lands in Lea County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, PO Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands, and Minerals Operations.

[FR Doc.75-9367 Filed 4-9-75;8:45 am]

[NM 25108]

NEW MEXICO

Application

APRIL 2, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for two 6 inch natural gas pipelines rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 21 S., R. 27 E.,
Sec. 7, SW¼NE¼, SE¼NW¼.

These pipelines will convey natural gas across 0.348 miles of national resource lands in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.75-9366 Filed 4-9-75;8:45 am]

[NM 25171]

NEW MEXICO

Application

APRIL 3, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for one 4½ inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 30 N., R. 9 W.,
Sec. 4, NW¼SW¼.

This pipeline will convey natural gas across 0.162 miles of national resource lands in San Juan County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether

the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

FRED E. PADILLA,
Chief, Branch of Lands, and Minerals Operations.

[FR Doc.75-9368 Filed 4-9-75;8:45 am]

[OR 9096]

OREGON

Opening of Public Lands

APRIL 3, 1975.

1. In an exchange of lands made under the provisions of section 8 of the Act of June 28, 1934 (48 Stat. 1272), as amended June 26, 1936 (49 Stat. 1976; 43 U.S.C. 315g), the following lands have been conveyed to the United States.

WILLAMETTE MERIDIAN

T. 21 S., R. 31 E.,
Sec. 25, W½NE¼, NW¼SW¼, and S½SE¼;
Sec. 26, SE¼NE¼ and E½SE¼.
T. 22 S., R. 31 E.,
Sec. 2, NE¼SW¼ and S½SW¼;
Sec. 3, NW¼SE¼ and S½SE¼;
Sec. 11, W½NW¼ and SW¼;
Sec. 23, N½NE¼, SE¼NE¼, and NE¼NW¼.

Aggregating 960 acres in Harney County, Oregon.

2. Subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law, the lands are hereby open to operation of the public land laws, including the mining laws (Ch. 2, Title 30 U.S.C.), and the mineral leasing laws. All valid applications received at or prior to 10 a.m. May 9, 1975, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. Inquiries concerning the lands should be addressed to the Chief, Branch of Lands and Minerals Operations, P.O. Box 2965, Portland, Oregon 97208.

HAROLD A. BERENDS,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.75-9369 Filed 4-9-75;8:45 am]

[Wyoming 45075]

WYOMING

Reclassification

APRIL 2, 1975.

Public Land Order 4938 which was published in the FEDERAL REGISTER on November 14, 1970 (35 FR 17546), classified the following described lands, totalling 109.98 acres in Sweetwater County, Wyoming, for sale under the Act of September 19, 1964, 43 U.S.C. 1421–1427 (1970). It has been determined that the classification is no longer appropriate. Accordingly, pursuant to 43 CFR 2400, notice is hereby given that the lands are being reclassified for lease or sale under the Recreation and Public Purposes Act, as amended, 43 U.S.C. 869:1–4 (1970):

SIXTH PRINCIPAL MERIDIAN

T. 18 N., R. 107 W.,
Sec. 26, lots 9, 10, 16, and 18 (formerly E½ of lot 15).

Interested parties may submit their comments in writing no later than May 9, 1975, to the undersigned official of the Bureau of Land Management, Department of the Interior, P.O. Box 182, Cheyenne, Wyoming 82001.

JESSE R. LOWE,
Acting State Director.

[FR Doc.75-9373 Filed 4-9-75;8:45 am]

[Wyoming 50173]

WYOMING

Application

APRIL 4, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Colorado Interstate Corporation has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 17 N., R. 99 W.,
Sec. 10, NE¼NE¼.
T. 18 N., R. 99 W.,
Sec. 34, E½E½.

The pipeline will be an addition to the applicant's Table Rock Gathering System in Sweetwater County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1869, Rock Springs, WY 82901.

GLENNA M. LANE,
Acting Chief, Branch of Lands and Minerals Operations.

[FR Doc.75-9371 Filed 4-9-75;8:45 am]

[Wyoming 50175]

WYOMING

Application

APRIL 4, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Costal States Gas Corporation has applied for a right-of-way for a cathodic projection rectifier on the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 51 N., R. 100 W.,
Sec. 17, SW¼NW¼;
Sec. 18, SE¼NE¼.

The facility will control corrosion of the applicant's existing natural gas pipeline affecting national resource lands in Park County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 119, Worland, WY 82401.

GLENNA M. LANE,
Acting Chief, Branch of Lands and Minerals Operations.

[FR. Doc.75-9370 Filed 4-9-75;8:45 am]

[Wyoming 50176]

WYOMING

Application

APRIL 4, 1975.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Coastal States Gas Corporation has applied for a right-of-way for a cathodic projection rectifier on the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 50 N., R. 100 W.,
Sec. 23, SW¼NW¼.

The facility will control corrosion on the applicant's existing natural gas pipeline affecting national resource lands in Park County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 119, Worland, WY 82401.

GLENNA M. LANE,
Acting Chief, Branch of Lands and Minerals Operations.

[FR Doc.75-9372 Filed 4-9-75;8:45 am]

Geological Survey

ALVORD, OREGON

Known Geothermal Resources Area

Correction

In FR Doc. 75–3937, appearing on page 6517 in the issue of Wednesday, February 12, 1975, make the following changes:

1. The first word in the third line of the list heading in column 2 should read "Willamette".

2. The first number in the 19th line of the list in column 2, now reading "7", should read "1".

CALIFORNIA

Known Geothermal Resources Area

Pursuant to the authority vested in the Secretary of the Interior by Sec. 21(a) of the Geothermal Steam Act of 1970 (84 Stat. 1566, 1572; 30 U.S.C. 1020), and

delegations of authority in 220 Departmental Manual 4.1 H, Geological Survey Manual 220.2.3, and Conservation Division Supplement (Geological Survey Manual) 220.2.1 G, the following described lands are hereby defined as a known geothermal resources area, effective February 1, 1974.

(5) CALIFORNIA

LOVELADY RIDGE KNOWN GEOTHERMAL RESOURCES AREA

Mt. Diablo Meridian, California

T. 16 N., R. 6 W.,
Sec. 3, NE¼, E½SE¼, W½;
Secs. 4 through 11, All;
Sec. 13, W½NW¼;
Sec. 14, NE¼, W½;
Sec. 15, All.

The area described aggregates 6,879 acres, more or less.

Dated: March 28, 1975.

HILLARY A. ODEN,
Acting Conservation Manager, Western Region.

[FR Doc.75-9375 Filed 4-9-75;8:45 am]

MONTANA AND NEW MEXICO

Known Geothermal Resources Areas

Pursuant to the authority vested in the Secretary of the Interior by sec. 21(a) of the Geothermal Steam Act of 1970 (84 Stat. 1566, 1572; 30 U.S.C. 1020), and delegations of authority in 220 Departmental Manual 4.1 H, Geological Survey Manual 220.2.3, and Conservation Division Supplement (Geological Survey Manual) 220.2.1 G, the following described lands are hereby defined as known geothermal resources areas, effective February 1, 1974:

(26) MONTANA

BOULDER HOT SPRINGS KNOWN GEOTHERMAL RESOURCES AREA

Principal Meridian, Montana

T. 5 N., R. 4 W.,
Secs. 2, 3, 4, 9, 10, 11, and 13 to 16, inclusive.

The area described aggregates 6,343 acres, more or less.

(31) NEW MEXICO

GILA HOT SPRINGS KNOWN GEOTHERMAL RESOURCES AREA

New Mexico Principal Meridian, New Mexico

T. 13 S., R. 13 W.,
Secs. 4 to 6, inclusive, 8, and 17.

The area described aggregates 3,201.92 acres, more or less.

LOWER FRISCO HOT SPRINGS KNOWN GEOTHERMAL RESOURCES AREA

New Mexico Principal Meridian, New Mexico

T. 12 S., R. 20 W.,
Secs. 13 to 15, inclusive, and 22 to 27, inclusive.

The area described aggregates 5,760 acres, more or less.

SAN YSIDRO KNOWN GEOTHERMAL RESOURCES AREA

New Mexico Principal Meridian, New Mexico

T. 15 N., R. 1 E.,
Sec. 8, lots 1 to 3 inclusive, NE¼NE¼, S½NE¼, S½, and that portion of the Ojo Del Espiritu Santo Grant in the N½ of the section;
Sec. 10, lots 1 to 4, inclusive, W½E½, and W½;
Sec. 14.

The area described aggregates 1,915.16 acres, more or less.

(44) UTAH

LUND KNOWN GEOTHERMAL RESOURCES AREA

Salt Lake Meridian, Utah

T. 32 S., R. 14 W.,
Secs. 25 to 27, inclusive;
Secs. 33 to 35, inclusive.

The area described aggregates 3,840 acres, more or less.

Dated: March 19, 1975.

WILLIAM H. FELDMILLER,
Acting Conservation Manager, Central Region.

[FR Doc.75-9376 Filed 4-9-75;8:45 am]

Office of the Secretary

[Int Des 75-20]

MAKAH NATIONAL FISH HATCHERY, WASH.

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, Pub. L. 91-190, the Department of the Interior has prepared a draft environmental statement for the proposed Makah National Fish Hatchery in Clallan County, Washington, and invites written comments on or before May 27, 1975.

The Makah National Fish Hatchery will be constructed and operated for the propagation of chinook, coho and chum salmon and steelhead and rainbow trout. The proposed hatchery is expected to produce approximately 200,000 pounds of salmonids for the fishery resources in the Pacific Ocean, Strait of Juan de Fuca, Mukkaw Bay, and Olympic Peninsula Rivers, and generate annual economic benefits amounting to 1.1 million dollars. This statement examines the environmental impacts of the proposed Makah project.

Copies of the draft statement are available for inspection at the following locations:

Quinault National Fish Hatchery
P.O. Box 80
Neilton, Washington 98566

U.S. Fish and Wildlife Service
730 N.E. Pacific Street
Portland, Oregon 97208

U.S. Fish and Wildlife Service
Office of Environmental Coordination
Department of the Interior
Room 2246
18th and C Streets, N.W.
Washington, D.C. 20240

Single copies may be obtained by writing the Chief, Office of Environmental Coordination, U.S. Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Comments concerning the proposed action should also be addressed to the Chief, Office of Environmental Coordination. Please refer to the statement number above.

Dated: April 3, 1975.

STANLEY D. DOREMUS,
Deputy Assistant Secretary, Program Development and Budget.

[FR Doc.75-9377 Filed 4-9-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

REGULATORY PROGRAMS INVOLVING DRUG, PESTICIDE, AND INDUSTRIAL CHEMICAL RESIDUES IN ANIMAL FEEDS AND IN MEAT AND POULTRY

Memorandum of Understanding With the Food and Drug Administration

CROSS REFERENCE: For a document giving notice of a Memorandum of Understanding between the Animal and Plant Health Inspection Service and the Food and Drug Administration, see FR Doc. 75-9304 appearing on page 16228 of this issue of the FEDERAL REGISTER.

VETERINARY BIOLOGICS LABORATORY

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Animal and Plant Health Inspection Service, Department of Agriculture, has prepared a draft environmental statement for the proposed Veterinary Biologics Laboratory, Ames, Iowa, USDA-APHIS-ADM-75-1-D.

The draft environmental statement concerns the construction of a proposed Veterinary Biologics Laboratory on a new site at Ames, Iowa. This proposed laboratory is to replace and upgrade the present Veterinary Biologics Laboratory facilities at Ames, Iowa.

This draft environmental statement was transmitted to the Council on Environmental Quality on March 20, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, APHIS, ASD, Architectural Engineering Branch
Room 713, Federal Building
6505 Belcrest Road
Hyattsville, Maryland 20782

USDA, APHIS, Veterinary Services
R.R. 2 Dayton Avenue
Ames, Iowa 50010

USDA, APHIS, Veterinary Services
210 Walnut Street
Room 877, Federal Building
Des Moines, Iowa 50309

A limited number of single copies are available upon request to Architectural Engineering Branch, Administrative

Services Division, Animal and Plant Health Inspection Service, United States Department of Agriculture, Room 713, Federal Building, 6505 Belcrest Road, Hyattsville, Maryland 20782.

Copies of the draft environmental statement have been sent to various Federal, State and local agencies as outlined in the Council on Environmental Quality Guidelines.

Comments are invited from the public, from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Dr. Frances J. Mulhern, Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, Room 316E, 14th & Independence Avenue, SW, Washington, D.C. 20250. Comments must be received by June 6, 1975, in order to be considered in the preparation of the final environmental statement.

Dated: April 3, 1975.

F. J. MULHERN,
Administrator, Animal and Plant Health Inspection Service.

[FR Doc.75-9312 Filed 4-9-75;8:45 am]

Forest Service

BASKET BAY #2 TIMBER SALE

Notice of Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the Basket Bay #2 Timber Sale, USDA-FS-DES(Adm) R10-75-06.

The environmental statement concerns a proposed timber sale to salvage blow-down timber.

This draft environmental statement was filed with the CEQ on April 1, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service
South Agriculture Bldg., Room 3231
12th St. & Independence Ave., S.W.
Washington, D.C. 20250

U.S. Department of Agriculture
Forest Service—Alaska Region
Federal Building
Juneau, Alaska 99802

Forest Supervisor
Chugach National Forest
121 W. Fireweed Lane, Suite 205
Anchorage, Alaska 99503

Forest Supervisor, Chatham Area
Tongass National Forest
Lloyd Center Building
Sitka, Alaska 99835

Forest Supervisor, Stikine Area
Tongass National Forest
Federal Building
Petersburg, Alaska 99833

Forest Supervisor, Ketchikan Area
Tongass National Forest
Federal Building, Room 313
Ketchikan, Alaska 99901

A limited number of single copies are available upon request to Vincent N. Olson, Forest Supervisor, Chatham Area, Tongass National Forest, Box 757, Sitka, Alaska 99835.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Comments are invited from the public, and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Vincent N. Olson, Forest Supervisor, Chatham Area, Tongass National Forest, Box 757, Sitka, Alaska 99835. Comments must be received by May 30, 1975, in order to be considered in the preparation of the final environmental statement.

C. A. YATES,
Regional Forester, Alaska Region.

APRIL 1, 1975.

[FR Doc.75-9286 Filed 4-9-75;8:45 am]

REVISED TIMBER MANAGEMENT PLAN FOR THE ROUTT NATIONAL FOREST

Availability of Final Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for the Timber Management Plan for the Routt National Forest. The Forest Service report number is USDA-FS-R2-FES(Adm) FY-75-01.

The environmental statement concerns a proposal to revise the 1961 (Rev.) Timber Management Plan for the Routt National Forest in northwest Colorado. Such plans are required to regulate the flow of timber products from National Forest lands.

The draft environmental statement was transmitted to CEQ on October 18, 1974.

This final environmental statement was transmitted to CEQ on April 3, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service
So. Agricultural Bldg., Room 3230
12th St. & Independence Ave., SW
Washington, D.C. 20250

USDA, Forest Service
11177 West 8th Avenue
P.O. Box 25127
Denver, Colorado 80225

USDA, Forest Service
Routt National Forest
P.O. Box 1198
137 10th Street
Steamboat Springs, Colorado 80477

A limited number of single copies are available upon request to W. J. Lucas, Regional Forester, USDA Forest Service, 11177 West 8th Avenue, P.O. Box 25127, Denver, Colorado 80225.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ Guidelines.

CLAYTON B. PIERCE,
Director, Multiple Use and Environmental Quality Coordination.

APRIL 3, 1975.

[FR Doc.75-9359 Filed 4-9-75;8:45 am]

Rural Electrification Administration

HILLSBOROUGH & MONTGOMERY TELEPHONE CO.

Proposed Loan Guarantee

Under the authority of Public Law 93-32 (87 Stat. 65) and in conformance with applicable agency policies and procedures as set forth in REA Bulletin 320-22, "Guarantee of Loans for Telephone Facilities," dated February 4, 1975, published in proposed form in the FEDERAL REGISTER, September 16, 1974 (Vol. 39 No. 180, pages 33228-33229) notice is hereby given that the Administrator of REA will consider providing a guarantee supported by the full faith and credit of the United States of America for a loan in the approximate amount of $6,500,000 to the Hillsborough & Montgomery Telephone Company, Belle Mead, New Jersey. The loan funds will be used to finance the construction of facilities to extend telephone service to new subscribers, and improve telephone service for existing subscribers.

Legally organized lending agencies capable of making, holding and servicing the loan proposed to be guaranteed may obtain information and details of the proposed project from Mr. John E. Dixon, President, Hillsborough & Montgomery Telephone Company, U.S. Hwy. 206, Belle Mead, New Jersey 08502.

To assure consideration, proposals must be submitted on or before May 12, 1975, to Mr. Dixon. The right is reserved to give such consideration and make such evaluation or other disposition of all proposals received, as the Hillsborough & Montgomery Telephone Company and REA deem appropriate. Prospective lenders are advised that it is anticipated that financing for this project will be available from the Federal Financing Bank under a standing loan commitment agreement with the Rural Electrification Administration.

Copies of REA Bulletin 320-22 are available from the Director, Information Services Division, Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250.

Dated at Washington, D.C., this 4th day of April, 1975.

DAVID H. ASKEGAARD,
Acting Administrator, Rural Electrification Administration.

[FR Doc.75-9311 Filed 4-9-75;8:45 am]

MURRAYSVILLE TELEPHONE CO., INC.

Proposed Loan Guarantee

Under the authority of Public Law 93-32 (87 Stat. 65) and in conformance with applicable agency policies and procedures as set forth in REA Bulletin 320-22, "Guarantee of Loans for Telephone Facilities," dated February 4, 1975, published in proposed form in the FEDERAL REGISTER, September 16, 1974, (Vol. 39 No. 180, pages 33228-33229) notice is hereby given that the Administrator of REA will consider providing a guarantee supported by the full faith and credit of the United States of America for a loan in the approximate amount of $4,500,000 to The Murraysville Telephone Company, Inc., Export, Pennsylvania. The loan funds will be used to finance the construction of facilities to extend telephone service to new subscribers, and improve telephone service for existing subscribers.

Legally organized lending agencies capable of making, holding and servicing the loan proposed to be guaranteed may obtain information and details of the proposed project from Mr. Harold G. Payne, President, The Murraysville Telephone Company, Inc., c/o T.U.P., Inc., P.O. Box E, Export, Pennsylvania 15632.

To assure consideration, proposals must be submitted on or before May 12, 1975, to Mr. Payne. The right is reserved to give such consideration and make such evaluation or other disposition of all proposals received, as The Murraysville Telephone Company and REA deem appropriate. Prospective lenders are advised that it is anticipated that financing for this project will be available from the Federal Financing Bank under a standing loan commitment agreement with the Rural Electrification Administration.

Copies of REA Bulletin 320-22 are available from the Director, Information Services Division, Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250.

Dated at Washington, D.C. this 4th day of April, 1975.

DAVID H. ASKEGAARD,
Acting Administrator Rural Electrification Administration.

[FR Doc.75-9310 Filed 4-9-75;8:45 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

ENDANGERED SPECIES

Receipt of Permit Application for Scientific Purposes

Notice is hereby given that the following applicant has applied in due form to take endangered species for scientific purposes, as authorized by the Endangered Species Act of 1973 (16 U.S.C. 1531-1543) and the NMFS Regulations Governing Endangered Fish or Wildlife Permits (50 CFR 222) as published in the November 27, 1974 FEDERAL REGISTER at page 41375.

Northwest Fisheries Center, National Marine Fisheries Service, Seattle, Washington, 98112, has applied to take and/or import until January 1, 1980, specimen materials from bowhead whales (Balaena mysticetus), and gray whales (Eschrichtius robustus); and to conduct an aerial survey of Alaskan bowhead and gray whale populations.

The specimen materials to be taken will be collected from dead animals found beached or floating at sea, or from animals killed by an Indian, Aleut or Eskimo for subsistence purposes under the exemption allowed Alaskan Indians, Aleuts, and Eskimos in the Endangered Species Act of 1973. The following biological material and data will be collected: organ weights, samples of stomach contents; tissue samples of testes, ovaries, tympanic bullae and ear plugs; internal and external parasites; baleen plates; body measurements; and photographs of external features such as color patterns. In addition to collection of specimen materials, data will be recorded regarding whale sightings, the number of animals killed and recovered, and the number of animals struck but subsequently lost. Aerial surveys will be conducted during the spring and fall to determine bowhead and gray whale distribution and migration.

The principal investigators during this project will be Dr. George Harry, Jr., Director, Marine Mammal Division, Mr. Clifford Fiscus, Wildlife Biologist (Research), and Mr. William M. Marquette, Fishery Biologist (Research), of the Marine Mammal Division, Northwest Fisheries Center, National Marine Fisheries Service. Also cooperating in the project are the Naval Arctic Research Laboratory, Barrow, Alaska, the Alaska Department of Fish and Game, the University of Alaska, College, Alaska, and the U.S. Fish and Wildlife Service, Alaska Cooperative Wildlife Research Unit, College, Alaska.

The proposed research is directed toward a determination of the effect of the Alaskan Native harvest on the populations of bowhead and gray whales in the Bering, Chukchi, and Beaufort Seas. Principal elements of the research are direct observations, photography and collection of specimen materials from whales taken in the Eskimo fishery. Data gathered in the course of this project will be analyzed to determine population trends, age, structure of the various populations of these species, reproductive rates and growth parameters. These data will provide the basis for more effective conservation and management of these endangered species of whales, and will assist in increasing the efficiency of the native harvest and reducing the number of animals struck but lost.

In connection with this proposed project, it is recognized that the permit applicant has been issued a scientific research permit under the provisions of the Marine Mammal Protection Act of 1972 to conduct similar, and in some cases identical, activities (39 FR 33386, September 17, 1974).

Documents submitted in connection with this application are available in the Office of the Director, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235, telephone 202-634-7529, and the Offices of the Regional Director, Northwest Region, National Marine Fisheries Service, 1700 Westlake Avenue, North, Seattle, Washington, 98109, telephone 206-442-7575 and the Regional Director, Alaska Region, National Marine Fisheries Service, P.O. Box 1668, Juneau, Alaska, 99801, telephone 907-586-7221.

Interested parties may submit written data or views on this application on or before May 12, 1975, to the Director, National Marine Fisheries Service, Department of Commerce, Washington, D.C., 20235.

Written views or data, or requests for a public hearing on this application should be submitted to the Director, National Marine Fisheries Service, Department of Commerce, Washington, D.C., 20235 on or before May 12, 1975. The holding of such hearing is at the discretion of the Director.

All statements and opinions contained in this notice in support of this application are summaries based upon information supplied by the Applicant and, therefore, do not necessarily reflect the views of the National Marine Fisheries Service.

Dated: April 7, 1975.

ROBERT F. HUTTON,
Acting Director, National Marine Fisheries Service.

[FR Doc.75-9329 Filed 4-9-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[FDA-225-75-4034]

ARTX TELECOMMUNICATION EQUIPMENT

Memorandum of Understanding With the Arizona Department of Health Services

Pursuant to the notice published in the FEDERAL REGISTER of October 3, 1974 (39 FR 35697), stating that future memoranda of understanding between the Food and Drug Administration and others would be published in the FEDERAL REGISTER, the Commissioner of Food and Drugs issues the following notice:

The Food and Drug Administration executed a Memorandum of Understanding with the Arizona Department of Health Services on February 24, 1975. The purpose of the memorandum is to establish the procedures and guidelines for the operation, maintenance, and protection of FDA-rented ARTX Telecommunication Equipment. It reads as follows:

MEMORANDUM OF UNDERSTANDING BETWEEN THE ARIZONA DEPARTMENT OF HEALTH SERVICES AND THE FOOD AND DRUG ADMINISTRATION

I. *Purpose.* To establish the procedures and guidelines for the operation, maintenance

and protection of FDA-rented ARTX Telecommunication Equipment located in the State Health Building, 1740 West Adams Street, Phoenix, Arizona 85007.

II. *Background.* The FDA, Assistant Secretary for Health, Department of HEW, and the General Services Administration have approved a program to install full telecommunication transmit and receive terminals in a number of prime state food and drug agencies. Although terminals will be placed in a number of prime food and drug regulatory agencies, there are a number of other agencies with food and drug responsibilities in each state, where no terminal will be installed. Therefore, your agency, being one that received a terminal, must agree to share the terminal with other food and drug agencies in your state to assure that the communication system is accessible to all agencies with food and drug related responsibilities.

In addition to terminal-sharing, it is necessary for our two agencies to assure that proper operation and necessary supporting requirements for the equipment is maintained and proper security is provided for the equipment.

III. *Substance of Agreement.* A. The Food and Drug Administration agrees:

1. To arrange for the installation of the equipment in the location designated by your agency.

2. To support financially the cost of initial installation of the equipment and pay directly to GSA and Western Union the monthly rental cost. After the initial installation, the state will be responsible for relocation installation cost, unless relocation is in conjunction with a major move of the terminal agency to a new location address.

3. To identify for you those units in your state on which terminal-sharing must be accomplished.

4. To require that the terminal location agency (your agency) submit to FDA a terminal-sharing plan to be developed by you and other sharing units in your state.

5. To arrange through Western Union for training of terminal operators.

6. To provide operation instruction manual.

7. To withdraw financial support for the terminal if gross misuse of the terminal is practiced after due notice.

B. The State Terminal Agency agrees:

1. To provide suitable physical location for equipment with adequate security protection.

2. To provide and pay for electric power source to operate the terminal. (110 volts)

3. To provide for paper, tape and other material necessary for the operation of the equipment.

4. To share the terminal with other food and drug agencies in the state according to a terminal-sharing plan agreed to by each potential user.

5. To submit to the FDA Regional Office monthly traffic log. (Form to be furnished by FDA)

6. To submit promptly all messages received for addresses other than your agencies. Transmit promptly messages to FDA received from other appropriate agencies.

7. Maintain operator coverage for the terminal between normal working hours of your agency.

8. Notify vendor (Western Union) of any breakdown of the equipment or other needs for maintenance.

9. Notify FDA (Regional or Headquarters) of periods that the equipment is out-of-service.

10. That the system will be used *only* for communication between your state and FDA (Regional, District, or Headquarters Office).

It is understood that the equipment is not to be used for communication between state agencies.

IV. *Name and Address of Terminal Agency.* Arizona Department of Health Services, State Health Building, 1740 West Adams Street, Phoenix, Arizona 85007.

V. *Liaison Officers.* For Arizona Dept. of Health Services: Richard Shanks, Ass't. Director, John H. Beck, Chief, Bureau of Sanitation. Address: Arizona Department of Health Services, State Health Building, 1740 West Adams Street, Phoenix, Arizona 85007. Telephone Nos.: (602) 271-3187, and (602) 271-4641.

For FDA: Douglas C. Payne, Supervisory Investigator. Address: Phoenix Resident Post, Los Angeles District, 1314 N. Central, Phoenix, AZ 85004. Telephone No.: (602) 261-3275.

VI. *Period of Agreement.* This agreement, when accepted by both parties, will have an effective period of performance three (3) years from date of signature and may be modified by mutual consent by both parties or may be terminated by either party upon a thirty (30) day advance written notice to the other.

Approved and accepted for the Arizona Department of Health Services: s/*Richard Shanks*, Ass't. Director, Arizona Department of Health Services. Date: *February 18, 1975.*

Approved and accepted for the Food and Drug Administration: s/*Irwin B. Berch*, Regional Food and Drug Director, Region IX, FDA. Date: *February 24, 1975.*

Effective date: This Memorandum of Understanding became effective February 24, 1975.

Dated: April 3, 1975.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.75-9305 Filed 4-9-75;8:45 am]

REGULATORY PROGRAMS INVOLVING DRUG, PESTICIDE, AND INDUSTRIAL CHEMICAL RESIDUES IN ANIMAL FEEDS AND IN MEAT AND POULTRY

Agreement With the Animal and Plant Health Inspection Service

The Animal and Plant Health Inspection Service of the Department of Agriculture and the Food and Drug Administration have drawn up a Memorandum of Understanding concerning certain related objectives in carrying out their respective responsibilities under the Federal Meat Inspection Act and the Poultry Products Inspection Act and the Federal Food, Drug, and Cosmetic Act. The agreement, which sets forth the working arrangements being followed or adopted in the interest of the public so that each agency will discharge as effectively as possible its regulatory activities pertaining to drug, pesticide, and industrial chemical residues in meat, poultry and feeds for food-producing animals, reads as follows:

MEMORANDUM OF UNDERSTANDING BETWEEN DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, FOOD AND DRUG ADMINISTRATION AND DEPARTMENT OF AGRICULTURE, ANIMAL AND PLANT HEALTH INSPECTION SERVICE

RELATIVE TO REGULATORY PROGRAMS INVOLVING DRUG, PESTICIDE, AND INDUSTRIAL CHEMICAL RESIDUES IN ANIMAL FEEDS, MEAT AND POULTRY

The Food and Drug Administration (FDA) of the Department of Health, Education, and Welfare is charged with the enforcement of the Federal Food, Drug, and Cosmetic Act. In fulfilling its responsibilities under the act, FDA directs its activities toward the protection of the public health of the nation by ensuring that foods for humans and animals are safe and wholesome and that animal feeds are free of illegal drug, pesticide, and industrial chemical residues. This is accomplished by inspecting the processing and distribution of animal feeds and examining samples thereof to assure compliance with the act.

The Animal and Plant Health Inspection Service (APHIS) of the Department of Agriculture (USDA), under the authority of the Federal Meat Inspection Act and the Poultry Products Inspection Act, is responsible for the wholesomeness and safety of meat and poultry intended for human consumption. This is accomplished by continuous inspection at slaughtering and processing establishments and by sampling and analyzing edible tissues derived from livestock and poultry at the time of slaughter to assure, among other things, that meat and poultry do not contain illegal residues of drugs, pesticides, and industrial chemicals.

Meat and poultry may become contaminated with illegal drug, pesticide, and industrial chemical residues from several sources, including the presence of these residues in animal feeds at actionable levels. Thus, the two agencies have certain related objectives in carrying out their respective regulatory and service activities. Therefore, it is desirable from the standpoint of public interest to set forth in this Memorandum of Understanding, the working arrangements which are being followed or adopted to enable each agency to discharge, as effectively as possible, its responsibilities relative to the problem of illegal drug, pesticide, and industrial chemical residues in meat, poultry, and in feeds for food-producing animals.

A. The Animal and Plant Health Inspection Service will:

1. Supply FDA district offices and headquarters with a complete list of all meat and poultry establishments which are operating under USDA continuous inspection. APHIS will regularly inform FDA of any changes or additions to this list.

2. Immediately notify the appropriate FDA district office and FDA headquarters of findings of illegal drug, pesticide, or industrial chemical residues in edible tissue samples of meat or poultry and promptly transmit to the FDA district office all other information relative to these actionable findings obtained by APHIS subsequent to such notification.

3. Report to the appropriate FDA district office the results of any APHIS investigation initiated because of information made available by that FDA office.

4. Make available to FDA any reports, documents and samples necessary to support a regulatory action under the Federal Food, Drug, and Cosmetic Act involving drug residues in meat and poultry. Upon request, make APHIS personnel available for testimony.

5. Keep FDA headquarters fully informed of specific details regarding APHIS sampling and testing programs for residues in meat and poultry.

6. Periodically provide FDA headquarters with results of all APHIS meat and poultry/residue sampling and testing programs, including the number and location of samples tested, the residues for which tests were conducted, the methodology used, and other related information.

7. Advise FDA headquarters whenever it seeks an action level or tolerance from the Environmental Protection Agency for a pesticide residue in meat or poultry so that FDA may also consider the need for an action level or tolerance for that pesticide residue in animal feed.

B. The Food and Drug Administration will:

1. Immediately notify the APHIS headquarters of findings of illegal drug, pesticide, or industrial chemical residues in feeds and feed ingredients intended for food-producing animals or results of any other FDA investigation which indicate the likelihood that actionable residues will be present in meat or poultry.

2. Report to the appropriate APHIS regional office the results of any FDA investigation initiated because of information made available by APHIS.

3. Provide APHIS headquarters with FDA inspectional, sampling and testing programs for drugs, pesticides, and industrial chemicals in animal feeds, feed ingredients, dairy products and eggs.

39-000, fol. 1131, 31-10, April 9

4. Periodically furnish APHIS headquarters with results of all FDA sampling and testing programs involving drugs, pesticides, and industrial chemicals in animal feeds, dairy products and eggs, including the number and location of samples tested, the residues for which tests were conducted, the methodology used, and other related information.

5. Recommend, upon request from APHIS, action levels for industrial chemical residues in meat or poultry.

6. Advise AUHIS headquarters whenever it plans to establish an action level for a pesticide residue in animal feeds, feed ingredients, dairy products or eggs so that APHIS may also consider the need for an action level for that pesticide residue in meat and poultry.

C. It is mutually agreed that:

1. Both agencies will maintain a close working relationship, both in headquarters and in the field.

2. Each agency will coordinate its investigations with the other agency to the extent necessary to avoid duplication of effort, and with appropriate State officials when violations of the Federal Food, Drug, and Cosmetic Act, the Federal Meat Inspection Act and Poultry Products Inspection Act are encountered involving illegal residues.

3. Regulations proposed by either agency pertaining to the problem of residues in animal feed/meat and poultry will be referred to the other agency for review and comment prior to issuance.

4. Both agencies will exchange information relative to their analytical methodology used in identifying and determining drug, pesticide, and industrial chemical residues in feeds, feed ingredients and food derived from animals. Both agencies will cooperate in the development and implementation of analytical and statistical methodologies to ensure comparability of results in the examination of food derived from animals.

5. Each agency will advise the other agency and exchange information whenever it is considering a release of informational materials that may impact on the other agency.

6. Each agency will designate to the other a central headquarters contact point to which communications dealing with this agreement or matters affected thereby may be first referred for attention. Both agencies will assign liaisons between the agencies at the field level and provide a mechanism by which field contacts will be made and maintained for the period of the agreement. Implementation instructions will be issued by each agency and exchanged by both agencies which identify interagency contacts and liaison representatives and set forth other pertinent operational procedures to be followed relative to the agreement.

7. Nothing in this agreement modifies other agreements, nor does it preclude entering into separate agreements setting forth procedures for special programs which can be handled more efficiently and expeditiously by such special agreement.

8. The provisions of this memorandum may be modified at any time by mutual agreement.

Approved and accepted for the Animal and Plant Health Inspection Service: By: F. J. Mulhern. Title: *Administrator, Animal and Plant Health Inspection Service.* Date: 2/18/75.

Approved and accepted for the Food and Drug Administration: By: A. M. Schmidt. Title: *Commissioner of Food and Drugs.* Date: 4-4-75.

Effective date: This agreement becomes effective April 10, 1975.

Dated: April 4, 1975.

A. M. Schmidt,
Commissioner of Food and Drugs.

[FR Doc.75-9304 Filed 4-9-75;8:45 am]

National Institutes of Health

CANCER INSTITUTIONAL FELLOWSHIP REVIEW COMMITTEE

Notice of Meetings

Pursuant to Public Law 92-463, notice is hereby given of the meetings of the Cancer Institutional Fellowship Review Committee and its Subcommittees, for May 1975, Holiday Inn, 5520 Wisconsin Avenue, Bethesda, Maryland, in Conference Rooms stated in the notice.

These meetings will be open to the public to discuss administrative details from 8:30 a.m. to 9 a.m. on the dates specified in the notice. Attendance by the public will be limited to space available. These meetings will be closed thereafter until adjournment in accordance with the provisions set forth in sections 552(b)(4), 552(b)(5) and 552(b)(6) of Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, for the review, discussion and evaluation of individual initial pending grant applications. The closed portions involve solely the internal expression of views and judgments of committee members on individual grant applications containing detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301/496-5708) will furnish summaries of the meetings and rosters of committee members upon request. Other information pertaining to the meeting can be obtained from Dr. Barney C. Lepovetsky, Executive Secretary, Westwood Building, Room 10A18, National Institutes of Health, Bethesda, Maryland 20014 (301/496-7803).

Name	Date	Room No.
Subcommittee on Epidemiology	May 12	805.
Subcommittee on Radiation, Diagnosis, and Therapy.	do	905.
Subcommittee on Viral Oncology	May 13	805.
Subcommittee on Chemotherapy	do	905.
Subcommittee on Drug Development.	May 14	805.
Subcommittee on Immunology	do	905.
Subcommittee on Tumor Biology	May 15	805.
Subcommittee on Carcinogenesis	do	905.
Cancer Institutional Fellowship Review Committee.	May 16	Adams Room.

Dated: April 3, 1975.

Suzanne L. Fremeau,
Committee Management Officer, NIH.

[FR Doc.75-9315 Filed 4-9-75;8:45 am]

NATIONAL CANCER INSTITUTE

Advisory Committee Meetings

Pursuant to Public Law 92-463, notice is hereby given of the meetings of committees advisory to the National Cancer Institute.

These meetings will be open to the public to discuss administrative details or other issues relating to committee business as indicated in the notice. Attendance by the public will be limited to space available. Some of these meetings will be closed as indicated below in accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6) of Title 5, U.S. Code and Section 10(d) of Pub. L. 92-463 for the review, discussion and evaluation of individual research contract proposals as indicated. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301/496-5708) will furnish summaries of the meetings and rosters of committee members upon request. Other information pertaining to the meeting can be obtained from the Executive Secretary indicated. Meetings are at the National Institutes of Health, 9000 Rockville Pike, Bethesda, Maryland 20014 unless otherwise stated.

Name of committee: Cancer Control Supportive Services Review Committee.

Dates: May 12, 1975, 8:30 a.m.

Place: Building 1, Room: Wilson Hall, National Institutes of Health.

Times: Open, May 12, 8:30 a.m.-9:00 a.m.; closed, May 12, 9:00 a.m.-adjournment.

Closure reason: To review research contract proposals.

Executive Secretary: Dr. Veronica L. Conley.

Address: Blair Building, Room 7A01, National Institutes of Health.

Phone: 301/427-7943.

Catalog of Federal Domestic Assistance Number: 13.825.

Name of committee: Cancer Control Intervention Programs Review Committee.
Dates: May 14, 1975, 8:30 a.m.
Place: Building 31C, Room: Conference Room 8, National Institutes of Health.
Times: Open, May 14, 8:30 a.m.–9:00 a.m.; closed: May 14, 9:00 a.m.–adjournment.
Closure reason: To review research contract proposals.
Executive Secretary: Dr. Veronica L. Conley.
Address: Blair Building, Room: 7A01, National Institutes of Health.
Phone: 301/427–7943.
Catalog of Federal Domestic Assistance Number: 13.825.
Name of committee: Virus Cancer Program Scientific Review Committee A.
Dates: May 16, 1975, 8:30 a.m.
Place: Building 31A, Room: Conference Room 4, National Institutes of Health.
Times: Open: May 16, 8.30 a.m.–9:30 a.m.; closed: May 16, 9:30 a.m.–adjournment.
Closure reason: To review research contract proposals.
Executive Secretary: Dr. Elke Jordan.
Address: Building 37, Room: 1A07, National Institutes of Health.
Phone: 301/496–6927.
Catalog of Federal Domestic Assistance Number: 13.825.
Name of committee: Subcommittee on Environmental Carcinogenesis.
Dates: May 17, 1975, 10:00 a.m.
Place: O'Hare Hilton, O'Hare Airport, Room 2109, Chicago, Illinois.
Times: Open for the entire meeting.
Agenda: Formulation of more specific recommendations based on agenda items of January 20–21, meeting of the Subcommittee.
Executive Secretary: Dr. W. Gary Flamm.
Address: Building 31, Room: 11A05, National Institutes of Health.
Phone: 301/496–5946.
Name of committee: Committee on Cancer Immunobiology.
Dates: May 19–20, 1975, 9:00 a.m.
Place: Landow Building, Room: Conference Room C–418, National Institutes of Health.
Times: Open: May 19, 9:00 a.m.–9:30 a.m.; closed: May 19, 9:30 a.m.–5:00 p.m.; closed: May 20, 9:00 a.m.–adjournment.
Closure reason: To review research contract proposals.
Executive Secretary: Ms. Judith M. Magnotta.
Address: Building 10, Room: 4B17, National Institutes of Health.
Phone: 301/496–1791.
Catalog of Federal Domestic Assistance Number: 13.825.
Name of committee: Cancer Clinical Investigation Review Committee.
Dates: May 22–24, 1975, 8:30 a.m.
Place: Building 31C, Room: Conference Room 6, National Institutes of Health.
Times: Open for the entire meeting.
Agenda: To evaluate the mission and to review the operating procedures of this Committee.
Executive Secretary: Dr. John E. Lane.
Address: Westwood Building, Room: 803, National Institutes of Health.
Phone: 301/496–7903.
Name of committee: Cancer Control Supportive Services Review Committee.
Dates: May 27, 1975, 8:30 a.m.
Place: Building 31A, Room: Conference Room 4, National Institutes of Health.
Times: Open: May 27, 8:30 a.m.–9:00 a.m.; closed: May 27, 9:00 a.m.–adjournment.
Closure reason: To review research contract proposals.
Executive Secretary: Dr. Veronica L. Conley.
Address: Blair Building, Room: 7A01, National Institutes of Health.
Phone: 301/427–7943.
Catalog of Federal Domestic Assistance Number: 13.825.
Name of committee: Cancer Control Intervention Programs Review Committee.
Dates: May 30, 1975, 8:30 a.m.
Place: Building 31C, Room: Conference Room 8, National Institutes of Health.
Times: Open: May 30, 8:30 a.m.–9:00 a.m.; closed: May 30, 9:00 a.m.–adjournment.
Closure reason: To review research contract proposals.
Executive Secretary: Dr. Veronica L. Conley.
Address: Blair Building, Room: 7A01, National Institutes of Health.
Phone: 301/427–7943.
Catalog of Federal Domestic Assistance Number: 13.825.

Dated: April 3, 1975.

SUZANNE L. FREMEAU,
Committee Management Officer, NIH.

[FR Doc.75–9314 Filed 4–9–75;8:45 am]

NATIONAL CANCER INSTITUTE

Advisory Committee Meetings

Pursuant to Public Law 92–463, notice is hereby given of the meetings of committees advisory to the National Cancer Institute.

These meetings will be open to the public to discuss administrative details or other issues relating to committee business as indicated in the notice. Attendance by the public will be limited to space available. Some of these meetings will be closed as indicated below in accordance with the provisions set forth in sections 552(b)(4), 552(b)(5) and 552(b)(6) of Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, for the review, discussion and evaluation of individual initial pending, supplemental, and renewal grant applications. The closed portions of the meetings involve solely the internal expression of views and judgments of committee members on individual grant applications containing in detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301/496–5708) will furnish summaries of the meetings and rosters of committee members upon request. Other information pertaining to the meeting can be obtained from the Executive Secretary indicated. Meetings are at the National Institutes of Health, 9000 Rockville Pike, Bethesda, Maryland 20014 unless otherwise stated.

Name of Committee: Cancer Control Grants Review Committee.
Dates: May 5–6, 1975, 9:00 a.m.
Place: Building 31C, Room: Conference Room 8, National Institutes of Health.
Times: Open: May 5, 9:00 am.–9:30 a.m.; closed: May 5, 9:30 a.m.–5:00 p.m.; closed: May 6, 9:00 a.m.–adjournment.
Closure reason: To review research grant applications.
Executive Secretary: Dr. William R. Sanslone.
Address: Westwood Building, Room: 809, National Institutes of Health.
Phone: 301/496–7565.
Catalog of Federal Domestic Assistance Number: 13.312.
Name of committee: Cancer Special Program Advisory Committee.
Dates: May 15–16, 1975, 8:30 a.m.
Place: Building 31C, Room: Conference Room 8, National Institutes of Health.
Times: Open: May 15, 8:30 a.m.–9:30 a.m.; closed: May 15, 9:30 a.m.–5:00 p.m.; closed: May 16, 8:30 a.m.–adjournment.
Closure reason: To review research grant applications.
Executive Secretary: Dr. Kenneth C. Potter.
Address: Westwood Building, Room: 805, National Institutes of Health.
Phone: 301/496–7665.
Catalog of Federal Domestic Assistance Number: 13.312.
Name of committee: Cancer Research Center Review Committee.
Dates: May 16–17, 1975, 8:30 a.m.
Place: Linden Hill Hotel, 5400 Pooks Hill Road, Bethesda, Maryland.
Times: open: May 16, 8:30 a.m.–10:00 a.m.; closed: May 16, 10:00 a.m.–6:00 p.m.; closed: May 17, 8:30 a.m.–adjournment.
Closure reason: To review research grant applications.
Executive Secretary: Dr. Robert L. Manning.
Address: Westwood Building, Room: 803, National Institutes of Health.
Phone: 301/496–7721.
Catalog of Federal Domestic Assistance Number: 13.312.
Name of committee: Molecular Control Working Group.
Dates: May 28, 1975, 9:00 a.m.
Place: Building 31C, Room: Conference Room 7, National Institutes of Health.
Times: Open: May 28, 9:00 a.m.–12:30 p.m.; closed: May 28, 2:00 p.m.–adjournment.
Agenda/open portion: Applications of Molecular Biology to design of Antineoplastic drugs.
Closure reason: To review research grant applications.
Executive Secretary: Dr. T. E. O'Connor.
Address: Building 41, Room: A107, National Institutes of Health.
Phone: 301/496–3647.
Catalog of Federal Domestic Assistance Number: 13.312.
Name of committee: Subcommittee on Centers.
Dates: May 21, 1975, 9:00 a.m.
Place: Building 31A, Room: Conference Room 4, National Institutes of Health.
Times: Open: May 21, 9:00 a.m.–3:00 p.m.; closed: May 21, 3:00 p.m.–adjournment.
Closure reason: To review research grant applications.
Agenda: Continuation of the Subcommittee's review and evaluation of the cancer centers program and its recommendations to the NCAB.
Executive Secretary: Dr. John W. Yarbro.
Address: Westwood Building, Room: 832, National Institutes of Health.
Phone: 301/496–7427.
Catalog of Federal Domestic Assistance Number: 13.312.

Dated: April 3, 1975.

SUZANNE L. FREMEAU,
Committee Management Officer, NIH.

[FR Doc.75–9316 Filed 4–9–75;8:45 am]

SUBCOMMITTEE FOR EXTRAMURAL PROGRAMS

Notice of Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Subcommittee for Extramural Programs of the Board of Regents of the National Library of Medicine, on April 30, 1975, from 9 a.m. to adjournment, in the Conference Room adjacent to the President's Offices of the University of Alabama in Birmingham.

The meeting will be open to the public from 9 a.m. to 9:30 a.m. for related Subcommittee business. Attendance by the public will be limited to space available. In accordance with provisions set forth in sections 552(b)(4), 552(b)(5) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public from 9:30 a.m. to adjournment for the review, discussion, and evaluation of individual initial pending grant applications for assistance in medical library and learning resources facilities' construction. The closed portion of the meeting involves solely the internal expression of views and judgments of committee members on individual grant applications which contain information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mr. Arthur J. Broering, Deputy Associate Director for Extramural Programs, National Library of Medicine, 8600 Rockville Pike, Bethesda, Maryland 20014, telephone number: 301-496-4671, will furnish a meeting summary, a roster of committee members, and other information pertaining to the meeting.

(Catalog of Federal Domestic Assistance Program No. 13.340—National Institutes of Health)

Dated: April 3, 1975.

SUZANNE L. FREMEAU,
Committee Management Officer, NIH.

[FR Doc.75-9313 Filed 4-9-75;8:45 am]

Office of Education

BILINGUAL EDUCATION

Closing Dates for Receipt of Applications and Requests for Participation

Pursuant to the authority contained in the Bilingual Education Act as amended (Title VII of the Elementary and Secondary Education Act of 1965, as amended by section 105 of the Education Amendments of 1974, Pub. L. 93-380, 84 Stat. 151, 20 U.S.C. 880b), notice was published in the FEDERAL REGISTER on March 12, 1975, (40 FR 11627) establishing a closing date for receipt of applications for assistance for the current fiscal year from local educational agencies, institutions of higher education in combination with such agencies, and certain organizations of Indian tribes which operate schools for Indian children.

On March 28, 1975 a notice for requests for participation in the program of fellowships for trainers of bilingual education teachers from institutions of higher education, after consultation with, or jointly with, one or more local educational agencies, was published at 40 FR 14109 and the closing date was omitted.

The purpose of this notice is to establish a new and later final closing date for the receipt of applications in response to the March 12, 1975 notice of closing date, and to correct the omission of, and establish a closing date for the receipt of request for participation, and to correct the Catalog of Federal Domestic Assistance number published with the March 12, 1975 notice.

The closing date hereby established for receipt of both applications for assistance and requests for participation is May 1, 1975. Applications and requests for participation must be received by the U.S. Office of Education on or before that date.

A. *Applications or requests for participation sent by mail.* An application or request for participation sent by mail should be addressed as follows: U.S. Office of Education, Application Control Center, 400 Maryland Avenue SW., Washington, D.C. 20202, Attention: 13.403. An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application or request for participation was sent by registered or certified mail not later than April 25, 1975, as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application or request for participation is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail rooms in Washington, D.C. (In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education).

B. *Hand delivered applications or requests for participation.* An application or request for participation to be hand delivered must be taken to the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, SW., Washington, D.C. Hand delivered applications or requests for participation will be accepted daily between the hours of 8 a.m. and 4 p.m. Washington, D.C. time except Saturdays, Sundays, or Federal holidays. Applications or requests for participation will not be accepted after 4 p.m. on the closing date.

C. *Program information and forms.* Information and application forms may be obtained from the Division of Bilingual Education, Bureau of School Systems, Office of Education, Room 3600, 7th and D Streets, SW., Washington, D.C. 20202.

D. *Applicable regulations.* The regulations applicable to this program include the Office of Education General Provisions Regulations (45 CFR Part 100a). Amendments to the regulations for Bilingual Education Programs (45 CFR Part 123), were published as a Notice of Proposed Rule Making in the FEDERAL REGISTER on March 12, 1975 (40 FR 11627). Substantial changes in the current regulations in Part 123 with respect to conditions regarding awards of assistance; activities which may be assisted, priorities and criteria governing award decisions, post award requirements and other relevant matters were proposed in such notice.

Part 123, as altered by such amendments as republished in final form, will govern the operation of the program.

(20 U.S.C. 880b)

Dated: April 7, 1975.

T. H. BELL,
U.S. Commissioner of Education.

(Catalog of Federal Domestic Assistance Number 13.403, Bilingual Education)

[FR Doc.75-9501 Filed 4-9-75;8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Federal Disaster Assistance Administration

[Docket No. NFD-260; FDAA-463-DR]

ARKANSAS

Notice of Major Disaster and Related Determinations

Pursuant to the authority vested in the Secretary of Housing and Urban Development by the President under Executive Order 11795 of July 11, 1974, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-74-285; and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that on April 1, 1975, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Arkansas resulting from severe storms and tornadoes occurring on March 28, 1975, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 93-288. I therefore declare that such a major disaster exists in the State of Arkansas.

Notice is hereby given that pursuant to the authority vested in the Secretary of Housing and Urban Development under Executive Order 11795, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-74-285, I hereby appoint Mr. Joe D. Winkle, HUD Region VI, to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the following area of the State of Arkansas to have been adversely affected by this declared major disaster:

The County of:

Bradley

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance.)

Dated: April 1, 1975.

THOMAS P. DUNNE,
Administrator, Federal Disaster Assistance Administration.

[FR Doc.75-9296 Filed 4-9-75;8:45 am]

[Docket No. NFD-259; FDAA-459-DR]

TENNESSEE

Amendment to Notice of Major Disaster

Notice of Major Disaster for the State of Tennessee, dated March 24, 1975, and amended on March 27, 1975, March 28, 1975, and March 31, 1975, is hereby further amended to include the following counties among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of March 22, 1975:

The Counties of:

Cannon	Lewis
Chester	Perry
Cumberland	Pickett
Decatur	Scott
Henry	

Dated: April 2, 1975.

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance.)

THOMAS P. DUNNE,
Administrator, Federal Disaster Assistance Administration.

[FR Doc.75-9297 Filed 4-9-75;8:45 am]

[FDAA-462-DR]

TEXAS

Notice of Major Disaster and Related Determinations

Pursuant to the authority vested in the Secretary of Housing and Urban Development by the President under Executive Order 11795 of July 11, 1974, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-74-285; and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that on April 1, 1975, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Texas resulting from tornadoes which occurred on March 27, 1975, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 93-288. I therefore declare that such a major disaster exists in the State of Texas.

Notice is hereby given that pursuant to the authority vested in the Secretary of Housing and Urban Development under Executive Order 11795, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-74-285, I hereby appoint Mr. Joe D. Winkle, HUD Region VI, to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the following areas of the State of Texas to have been adversely affected by this declared major disaster:

The County of:

Gray

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance.)

Dated: April 1, 1975.

THOMAS P. DUNNE,
Administrator, Federal Disaster Assistance Administration.

[FR Doc.75-9295 Filed 4-9-75;8:45 am]

Office of Interstate Land Sales Registration

[Docket No. N-75-276]

NEENACH RANCH

Notice of Hearing

In the matter of Neenach Ranch, OILSR No. 0-1007-04-159, Docket No. Y-896.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d) notice is hereby given that:

1. Neenach Ranch, Inc., Daniel O. Clark, President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued February 26, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Neenach Ranch, located in Los Angeles County, California, contain untrue statements of material fact or omit to state material facts required to be stated therein as necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received March 11, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), *it is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, SW., Washington, D.C., on April 22, 1975, at 10:00 a.m.

The following time and procedure is applicable to such hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C., 20410 on or before April 15, 1975.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

By the Secretary.

Dated: March 28, 1975.

JAMES W. MAST,
Administrative Law Judge.

[FR Doc.75-9301 Filed 4-9-75;8:45 am]

[Docket No. N-75-278]

LAKE MOHAVE HIGHLANDS TRACT 1202

Notice of Hearing

In the matter of Lake Mohave Highlands Tract 1202, OILSR No. 0-3410-02-670, Docket No. Y-1082.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d) notice is hereby given that:

1. Andel Development Corporation, Delbert B. Hensley, President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued March 3, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Lake Mohave Highlands Tract 1202, located in Mohave County, Arizona, contain untrue statements of material fact or omit to state material facts required to be stated therein as necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received March 11, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.-160(d), *it is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street SW., Washington, D.C., on April 29, 1975 at 10 a.m.

The following time and procedure is applicable to such hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C., 20410 on or before April 22, 1975.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default

and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

By the Secretary.

Dated: March 28, 1975.

JAMES W. MAST,
Administrative Law Judge.

[FR Doc.75-9303 Filed 4-9-75;8:45 am]

[Docket No. N-75-277]

REFLECTION LAKES

Notice of Hearing

In the matter of Reflection Lakes, OILSR No. 0-1879-44-98, Docket No. Y-883.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d) notice is hereby given that:

1. Leisuretime Development Corporation, Robert V. Davis, President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued February 24, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Reflection Lakes, located in Wayne County, Pennsylvania, contain untrue statements of material fact or omit to state material facts required to be stated therein as necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received March 6, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), *it is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, SW. Washington, D.C., on May 14, 1975 at 10 a.m.

The following time and procedure is applicable to such hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C., 20410 on or before May 7, 1975.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an ORDER Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

By the Secretary.

Dated: March 28, 1975.

JAMES W. MAST,
Administrative Law Judge.

[FR Doc.75-9302 Filed 4-9-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

NATIONAL ADVISORY COMMITTEE ON UNIFORM TRAFFIC CONTROL DEVICES

Renewal

Notice is hereby given that the National Advisory Committee on Uniform Traffic Control Devices is being renewed. The Federal Highway Administration, Office of Traffic Operations, is the sponsor of the committee which consists of a group of experts on traffic control devices. The Committee periodically reviews currently approved standards, guides and warrants for traffic control devices as contained in the Manual on Uniform Traffic Control Devices, approved by the Federal Highway Administrator under the authority granted in 23 U.S.C. 109(b), 109(d), and 402(a) and recommends revisions and new standards to meet new developments and improvements.

The Secretary of Transportation has determined that the formation and use of the National Advisory Committee on Uniform Traffic Control Devices is necessary in the public interest in connection with the performance of duties imposed on the Federal Highway Administration by law. Meetings of the Committee will be open to the public.

This notice is given in compliance with Pub. L. 92-463.

Issued in Washington, D.C., on April 3, 1975.

ROBERT E. CONNER,
Acting Director for Office of Traffic Operations.

[FR Doc.75-9379 Filed 4-9-75;8:45 am]

Federal Railroad Administration

DULUTH, MISSABE AND IRON RANGE RAILROAD CO. ET AL.

Granting Exemptions

Notice is hereby given pursuant to 45 U.S.C. 431(c), that the following railroad companies have been granted an exemption from compliance with certain requirements imposed by the Federal Railroad Administration regulations concerning track safety standards and freight car safety standards. This notice is intended to assure public awareness of the Federal Railroad Administration action in these proceedings. The effected railroad companies have already been notified of these decisions.

Prior to evaluating any of these requests for exemption the Federal Railroad Administration provided an opportunity for public comment. An investigation of the facts by personnel of the Federal Railroad Administration was also conducted in each proceeding. That investigation and any comments which had been received were considered in the decision making process.

In reaching a decision to grant these exemptions the Federal Railroad Administration found that good cause to grant the relief had been established and that the granting of the relief was in the public interest and consistent with railroad safety.

Duluth, Missabe and Iron Range Railroad Company, Waiver Petition RSFC-74-5, temporary exemption from portions of the periodic lubrication requirements and exemption from portions of the stenciling requirements of the freight car safety standards.

Norfolk and Western Railway Company, Waiver Petition RSFC-74-6, temporary exemption from portions of the periodic lubrication requirements of the freight car safety standards.

Norwood and Saint Lawrence Railroad Company, Waiver Petition RST-74-18, temporary exemption from portions of the track safety standards.

Any person interested in obtaining detailed or technical information concerning these decisions should write to the Federal Railroad Administration. All communications concerning these petitions should identify the appropriate docket number and should be submitted to the Docket Clerk, Office of the Chief Counsel, Federal Railroad Administration, Nassif Building, 400 Seventh Street, SW., Washington, D.C. 20590.

Issued in Washington, D.C. on April 4, 1975.

DONALD W. BENNETT,
Chief Counsel,
Federal Railroad Administration.

[FR Doc.75-9333 Filed 4-9-75;8:45 am]

National Transportation Safety Board

[1479]

SAFETY RECOMMENDATION

Notice of Availability

Pursuant to section 307 of the Independent Safety Board Act of 1974 (Pub. L. 93-633, 88 Stat. 2172 (49 U.S.C. 1906)), the National Transportation Safety Board announces the release of the following safety recommendation:

A-75-28, issued April 2, 1975, to the Federal Aviation Administration as a result of the Safety Board's investigation of a National Airlines Boeing 727 incident 60 miles east of El Paso, Texas, on April 30, 1974. Recommendation: Issue an airworthiness directive to require that all external ground service fluid drains on Boeing 727 series airplanes be modified to incorporate a more positive

method of sealing to prevent overboard leakage in flight of fluid subject to freezing in the flight environment.

Single copies of this recommendation may be obtained without charge by writing to the Publications Unit, National Transportation Safety Board, Washington, D.C. 20594.

MARGARET L. FISHER,
Federal Register Liaison Officer.

APRIL 7, 1975.

[FR Doc.75-9419 Filed 4-9-75;8:45 am]

CIVIL SERVICE COMMISSION

FEDERAL EMPLOYEES PAY COUNCIL

Notice of Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act, Public Law 92-463, notice is hereby given that the Federal Employees Pay Council will meet at 2 p.m. on Wednesday, May 7, 1975. This meeting will be held in room 5323 of the U.S. Civil Service Commission building, 1900 E. Street, NW, and will consist of continued discussions on the fiscal year 1976 comparability adjustment for the statutory pay systems of the Federal Government.

The Chairman of the U.S. Civil Service Commission is responsible for the making of determinations under section 10(d) of the Federal Advisory Committee Act as to whether or not meetings of the Federal Employees Pay Council shall be open to the public. He has determined that this meeting will consist of exchanges of opinions and information which, if written, would fall within exemptions (2) or (5) of 5 U.S.C. 552(b). Therefore, this meeting will not be open to the public.

For the President's Agent.

RICHARD H. HALL,
Advisory Committee Management Officer for the President's Agent.

[FR Doc.75-9289 Filed 4-9-75;8:45 am]

DELAWARE RIVER BASIN COMMISSION

PUBLIC HEARING

Notice is hereby given that the Delaware River Basin Commission will hold a public hearing on Wednesday, April 23, 1975, commencing at 2 p.m. The hearing will be held in Room 1600 of the Municipal Services Building, 15th and J. F. Kennedy Blvd. in Philadelphia, Pa. The subjects of the hearing will be as follows:

A. Applications for approval of proposed projects listed below. The Commission will consider these applications as amendments to the Comprehensive Plan pursuant to Article 11 of the Compact and/or as project approvals pursuant to Section 3.8 of the Compact.

1. Pen Argyl Municipal Authority (D-75-28 CP). Expansion of the Authority's existing sewage treatment plant serving the Borough of Pen Argyl and sections of Plainfield and Washington Townships, Northampton County, Pa. An interceptor relief sewer and force main are part of the project. The expanded facility will provide removal of 90 percent of BOD5 and suspended solids from a sewage flow of 1.55 million gallons per day. Treated effluent will discharge to an unnamed tributary of Waltz Creek in the Martins Creek Basin.

2. Borough of South Coatesville (D-74-39 CP). Expansion of an existing sewage treatment plant serving the Borough of South Coatesville and adjacent areas in Chester County, Pa. The expanded facility will provide removal of 95 percent of BOD5 from a sewage flow of 1.2 million gallons per day. Treated effluent will discharge to the West Branch Brandywine Creek.

3. West Goshen Sewer Authority (D-74-13 CP). Expansion of the Authority's existing sewage treatment plant serving West and East Goshen Townships, Chester County, Pa. The expanded facility will provide removal of 94 percent of BOD5 and 90 percent of suspended solids from a sewage flow of 4.5 million gallons per day. Treated effluent will discharge to Goose Creek, a tributary of Chester Creek.

4. Broad Run Sewer Co. (D-74-150 CP). A sewage treatment project serving development areas in West Bradford Township, Chester County, Pa. The facility will remove 96 percent of BOD5 and 92 percent of suspended solids from a sewage flow of 150,000 gallons per day. Treated effluent will discharge to the East Branch Brandywine Creek.

5. Kittatinny Regional Board of Education (D-74-154 CP). A sewage treatment project to serve the Kittatinny Regional High School in Hampton Township, Sussex County, N.J. The facility would provide removal of 96 percent of BOD5 and 98 percent of suspended solids from a sewage flow of 50,000 gallons per day. Treated effluent will discharge to the Paulins Kill.

6. Logan Township Municipal Utilities Authority (D-72-208 CP). A sewage treatment plant to serve the Bridgeport, Beckett Newtown, and Pureland Industrial Park areas of Logan Township, Gloucester County, N.J. The facility will provide removal of 92 percent of BOD5 from a sewage flow of about 1 million gallons per day. Treated effluent will discharge to the Delaware River.

7. Western Poconos Municipal Authority (D-73-35 CP). A sewage treatment project to serve Kidder Township and portions of adjacent municipalities in Carbon and Monroe Counties, Pa. The treatment facility will remove 95 percent of BOD5 and 93 percent of suspended solids from a sewage flow of 2 million gallons per day. Treated effluent will discharge to the Lehigh River.

8. Mt. Laurel Municipal Utilities Authority (D-75-18 CP). Expansion of the Authority's existing sewage treatment plant in Mt. Laurel Township, Burlington County, N.J. The expansion would increase the capacity of the treatment plant to 1.4 million gallons per day and provide reduction of 90 percent of BOD5 and suspended solids. Treated effluent will discharge to Rancocas Creek.

9. Borough of Woodstown (D-75-27 CP). A well water supply project to augment public water supplies in the Borough of Woodstown, Salem County, N.J. Designated as Well No. 3, the new facility is expected to yield 1 million gallons per day.

10. Borough of Clementon (D-75-26 CP). A well water supply project to augment public water supplies in the Borough of Clementon, Camden County, N.J. Designated as Well No. 10, the new facility is expected to yield 1 million gallons per day.

11. Artesian Water Co. (D-75-8 CP). A well water supply project to augment public water supplies in the company's service area in the vicinity of Wilmington, Del. Three existing wells located at the Greater Wilmington Airport will be utilized to provide a combined yield of 864,000 gallons per day.

12. Town of Milton (D-75-50 CP). A well water supply project to augment public water supplies in the Town of Milton, Sussex County, Del. A new well and two existing wells will have a combined yield of 200,000 gallons per day.

13. Public Service Electric and Gas Co. (D-73-193 CP). A nuclear power plant to be located on the company's site at Artificial Island in Logan Township in Lower Alloways Creek Township, Salem County, N.J. The project would have two units, each having a net electrical capacity of 1,067 megawatts. Circulating cooling for the steam turbines will be furnished by two hyperbolic cooling towers, with makeup water to be drawn from the Delaware River. Cooling water system discharge and cooling tower blowdown will discharge to the Delaware River at a design flow of about 86.5 million gallons per day.

14. Pennsylvania Fish Commission (D-74-181 CP). A small boat access ramp to serve the Neshaminy State Park marina in Bristol Township, Bucks County, Pa. The access area will occupy approximately 14 acres. The ramp will be 75 feet wide and permit simultaneous use by five boats.

15. Delaware County Regional Water Control Authority (D-74-88 CP). A sewage pumping station serving the City of Chester and numerous adjacent boroughs and townships in Delaware County, Pa. As a unit in the regional plan for the area, the pumping station is designed to handle a volume of 38 million gallons per day.

16. Borough of Morrisville (D-74-72 CP). An increase in surface water withdrawal to augment public water supplies in the Borough of Morrisville and adjacent townships, Bucks County, Pa. The authorized total withdrawal would be 6 million gallons per day. Water would be withdrawn from the Delaware River.

17. New Castle Soil Conservation District (D-75-31 CP). Enlargement and structural improvements to two recreation lakes in Banning Park, New Castle County, Del. One lake will be dredged to greater depth and the outlet structure for both lakes will be modified to improve use of water-based recreation facilities.

18. Allied Chemical Corp. (D-74-192). An industrial wastewater discharge at the company's Pottsville plant in Norwegian Township, Schuylkill County, Pa. Approximately 180,000 gallons per day of cooling and process wastewaters will discharge to an unnamed tributary of the West Branch Schuylkill River.

19. Pharmachem Corp. (D-75-41). A cooling water discharge at the company's Dextran plant in the City of Bethlehem, Northampton County, Pa. About 575,000 gallons per day of heated wastewater will discharge to the Lehigh Canal and thence into the Lehigh River. Process and sanitary wastes will go to the City of Bethlehem sewage treatment system.

20. Swift Dairy & Poultry Co. (D-72-112). An industrial wastewater treatment project at the company's facility in Felton, Sussex County, Del. The treatment plant will provide removal of 96 percent of BOD5 from an average wastewater flow of about 250,000 gallons per day. Treated effluent will discharge into Fan Tax Ditch in the Murderkill Basin.

21. Knoll International (D-74-162). A wastewater treatment project to modify the treatment and disposal procedures at the company's facility in Upper Hanover Township, Montgomery County, Pa. Process wastewater will continue to be batch treated. Sanitary sewage will be separated and holding tanks will be used until local sewers are available. About 10,000 gallons of treated process wastewater will be combined with about 60,000 gallons of non-contact cooling water on a temporary basin until the process

wastewater can be discharged into the local sewerage system.

22. Riggin & Robbins (D–74–129). A well water supply project to be used at the company's seafood processing plant in the City of Millville, Cumberland County, N.J. The new facility is expected to yield about 187,000 gallons per day.

23. J. Coleman Totten (D–74–182). A well water supply project to provide water for irrigation at the subject farm in Upper Freehold Township, Monmouth County, N.J. The farm well is expected to yield about 580,000 gallons per day.

24. Windy Acres Nursery (D–74–149). A farm well to be used for irrigation purposes at the subject farm in Deerfield Township, Cumberland County, N.J. The new well is expected to yield 200,000 gallons per day.

25. Albert Powell (D–74–125). An irrigation pond to be used at the subject farm in Oldmans Township, Salem County, N.J. A yield from the pond of about 135,000 gallons per day will be utilized during the growing season for irrigation purposes.

26. Port Norris Marina, Inc. (D–74–191). A small boat marina located in the community of Port Norris, Commercial Township, Cumberland County, N.J. The facility will provide 60 small boat slips and a launching ramp.

B. Applications for water quality certification for the projects listed below pursuant to section 401 of the Federal Water Pollution Control Act:

1. Township of Mount Holly. Maintenance dredging in the North Branch Rancocas Creek, Mount Holly, Burlington County, N.J. Approximately 56,000 cubic yards of shoaled material will be removed and deposited either in the Township sanitary landfill or Iron Works Park.

2. Cape May Board of Chosen Freeholders. Replacement of a timber bridge on County Road 57 over Sluice Creek, Cape May County, N.J.

3. N.J. Dept. of Transportation. Culvert replacement at Route 130 and South Branch Little Timber Creek, Logan Township, Gloucester County, N.J.

Documents relating to the items listed above on this hearing notice may be examined at the Commission's offices. Persons wishing to testify are requested to notify the Secretary prior to the hearing.

W. Brinton Whitall,
Secretary.

April 4, 1975.

[FR Doc.75-9360 Filed 4-9-75;8:45 am]

DRUG ENFORCEMENT ADMINISTRATION

IMPORTATION OF CONTROLLED SUBSTANCES

Notice of Registration

By notice dated February 12, 1975, and published in the Federal Register on February 21, 1975 (40 FR 7691) G. D. Searle & Company, Searle Parkway and Niles Avenue, Skokie, Illinois 60076, made application to the Drug Enforcement Administration to be registered as an importer of Diphenoxylate, a basic class controlled substance listed in schedule II.

No comments or objections have been received, and, pursuant to section 303 of the Comprehensive Drug Abuse Prevention and Control Act of 1970, and in accordance with 21 CFR 1311.42, the above firm is granted registration as an importer of Diphenoxylate.

Dated: April 3, 1975.

John R. Bartels, Jr.,
Administrator.

[FR Doc.75-9427 Filed 4-9-75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[FRL 357-7]

CALIFORNIA STATE STANDARDS; MOTOR VEHICLE POLLUTION CONTROL

Public Hearing

Whereas, the Clean Air Act, as amended, section 209(a), 42 U.S.C. 1857f–6(a) 81 Stat. 501 (Pub. L. 91–604) provides, "No State or any political subdivision thereof shall adopt or attempt to enforce any standard relating to the control of emissions from new motor vehicles of new motor vehicle engines subject to this part, * * * [or] * * * shall require certification, inspection, or any other approval relating to the control of emissions from any new motor vehicle or new motor vehicle engine as condition precedent to the initial retail sale, titling (if any), or registration of such motor vehicle, motor vehicle engine, or equipment";

Whereas, section 209(b) of said Act directs the Administrator of the Environmental Protection Agency, after notice and opportunity for public hearing, to waive application of the prohibitions of section 209 to any State which had adopted standards (other than crankcase emission standards) for the control of emissions from new motor vehicles or new motor vehicle engines prior to March 20, 1966, unless he finds that such State does not require standards to meet compelling and extraordinary conditions or that such State standards and accompanying enforcement procedures are not consistent with section 202(a) of the Clean Air Act;

Whereas, on March 5, 1975, and by notice published in the Federal Register, on March 14, 1975 (40 FR 11900), the Administrator, pursuant to section 202 (b)(5)(C) of the Act, granted the requests of three automobile manufacturers to suspend for one year the effective date of the statutory standards of .41 grams/mile hydrocarbons and 3.4 grams/mile carbon monoxide for model year 1977 light duty vehicles, and established interim standards for the 1977 model year of 1.5 grams/mile hydrocarbons and 15 grams/mile carbon monoxide;

Whereas, the oxides of nitrogen emission standard established by statute (section 202(b)(1)(B) of the Clean Air Act of 1970, 42 U.S.C. 1857f–1, as amended by the Energy Supply and Environmental Coordination Act of 1974, Pub. L. 93–319) for 1977 model year light duty vehicles is 2.0 grams/mile;

Whereas, as a consequence of the decision rendered in International Harvester v. Ruckelshaus by the U.S. Court of Appeals for the District of Columbia, February 10, 1973 (478 F. 2d 615), holding that light duty vehicles and light weight trucks are separate classes, the Administrator has established (38 FR 21362 et seq., August 7, 1973) emission standards under section 202(a) of the Clean Air Act for light duty trucks of 2 grams/mile hydrocarbons, 20 grams/mile carbon monoxide, and 3.1 grams/mile oxides of nitrogen;

Whereas, by mailgram dated March 20, 1975, and by letter dated March 26, 1975, California submitted a request for waiver of preemption for model year 1977 light duty vehicles and light duty trucks in order to enable California to enforce its standards of .41 grams/mile hydrocarbons, 9.0 grams/mile carbon monoxide and 1.5 grams/mile oxides of nitrogen for light duty vehicles, and .9 grams/mile hydrocarbons, 17.0 grams/mile carbon monoxide and 2.0 grams/mile oxides of nitrogen for light duty trucks;

Whereas, the waiver of application for 1976 model year light duty trucks (38 FR 30136, November 1, 1973) is deemed to extend to 1977 and subsequent model years;

Therefore, I hereby give notice that (i) California has submitted its request for waiver for the application of the prohibitions of section 209(a) with respect to the above described emission standards for which waiver has not yet been granted, that (ii) a public hearing on the request is to be held in Los Angeles, California, at the Los Angeles Convention Center, 1201 South Figueroa Street at Pico, on Tuesday, April 29, 1975, commencing at 9 a.m., P.S.T., and that (iii) all pertinent information available to the Administrator including that obtained during the public hearing that began on January 21, 1975, on the issue of suspension of the model year 1977 statutory standards for hydrocarbons and carbon monoxide and the hearing established herein shall be considered when ruling on the request.

Although it is EPA policy in most circumstances to give at least thirty days Federal Register notice of hearings, the notice time has been abridged here for the following reasons;

(i) Manufacturers are presently at an advanced planning and design stage for their 1977 model light duty vehicles, and it is imperative that administrative procedures be completed and a final California standard be set as soon as possible, and

(ii) California sent copies of its letter dated March 26, 1975, submitting its waiver application to all affected manufacturers, and actual notice of this hearing was given to all affected motor vehicle manufacturers and to the State of California on or before March 26, 1975. Thirty day's actual notice of this hearing has acordingly been given to these parties.

Dr. Norman D. Shutler of the Environmental Protection Agency is hereby designated as Presiding Officer to conduct the hearing. Any person desiring to make a statement at the hearing or to submit material for the record of the hearing

should file a notice of such intention and, if practicable, five copies of his proposed statement (and other relevant material) with the Director, Mobile Source Enforcement Division (EG–340), Environmental Protection Agency, Room 3220, 401 M Street SW, Washington, D.C. 20460, not later than April 25, 1975.

The pertinent standards, requirements, conditions, and test procedures for gasoline powered 1977 model year light duty vehicles and light duty trucks are contained in the following identified publications:

FEDERAL

40 CFR Part 85, Subpart A, Emission Regulations for New Gasoline-Fueled Light Duty Vehicles (38 FR 21362, August 7, 1973, as amended at 39 FR 7545, February 27, 1974).

40 CFR Part 85, Subpart C, Emission Regulations for New Gasoline-Fueled Light Duty Trucks (38 FR 21362, August 7, 1973, as amended at 39 FR 7545, February 27, 1974).

Applications for Suspension of 1977 Motor Vehicle Exhaust Emission Standards; Decision of the Administrator (40 FR 11900, March 14, 1975).

CALIFORNIA

Sections 1955.1 and 1955.5, Title 13, California Administrative Code, as amended March 17, 1975, and California Exhaust Emissions Standards and Test Procedures for 1975 and Subsequent Model Gasoline-Powered Passenger Cars and Light Duty Trucks, dated February 19, 1975, as amended March 17, 1975, and California Assembly Line Test Procedures for 1976 and Subsequent Model Gasoline-Powered Passenger Cars and Light Duty Trucks, dated December 11, 1974 (section 2054, Title 13, California Administrative Code).

A copy of the above-described material is available for public inspection during normal working hours (8 a.m. to 4:30 p.m.) at the Freedom of Information Center, Environmental Protection Agency, 401 M Street SW, Washington, D.C. 20460. Copies of the Federal regulations will be provided upon request to that office, subject to a reproduction charge. Copies of the California standards and test procedures are available upon request from the California Air Resources Board 1025 P Street, Sacramento, California 95814.

Procedures. Since the public hearing is designed to give interested persons an opportunity to participate in this proceeding by the presentation of data, views, arguments, or other pertinent information concerning the Administrator's proposed action, there are no adversary parties as such. Statements by the participants will not be made under oath and the participants will not be subject to cross-examination.

Presentation by the participants should be limited to the following considerations with particular attention to (ii):

(i) Whether the standards adopted by California for hydrocarbons, carbon monoxide, and oxides of nitrogen, and related test procedures and enforcement procedures applicable to new model year 1977 light duty vehicles are required to meet compelling and extraordinary conditions in California and

(ii) Whether such standards and accompanying enforcement procedures are consistent with section 202(a) of the Act, in particular with respect to their technological feasibility in the lead time remaining.

In order to assure full opportunity for the presentation of data, views, and arguments by participants, the Presiding Officer will, upon request of the participants, allow a reasonable time after the close of the hearing for the submission of written data, views, arguments, or other pertinent information to be included as part of the record of the public hearing.

A verbatim record of the proceeding will be made and a copy of the transcript will be made available on request at the expense of the person so requesting.

The determination of the Administrator regarding the action to be taken under section 209(b) of the Clean Air Act with respect to the waiver of the application of the prohibition of section 209(a) to the State of California is not required to be made solely on the record of the public hearing. Other scientific, engineering, and related pertinent information, not included in the transcript of the public hearing, may also be considered.

Dated: April 3, 1975.

RICHARD H. JOHNSON,
Acting Assistant Administrator for Enforcement.

[FR Doc.75-9320 Filed 4-9-75;8:45 am]

[FRL 357-4]

OCEAN DUMPING

Location of Public Hearings on the Application of the United States Air Force for a Permit To Incinerate Herbicide Orange at Sea

The Environmental Protection Agency gave notice in the FEDERAL REGISTER on Monday, March 24, 1975, (40 FR 13026–28) of receipt of an application from the United States Air Force for a permit to incinerate at sea the chemical known as Herbicide Orange. Notice was also given of a public hearing on this application to be held April 25, 1975, beginning at 9:30 a.m. in Honolulu, Hawaii. The location for this hearing will be the Legislative Auditorium, State Capitol Building, Punchbowl and Beretania Street, Honolulu.

The hearing will be adjourned and reconvened at 9:30 a.m. on April 28, 1975, in the Second Floor Conference Room, Environmental Protection Agency, Region IX, 100 California Street, San Francisco, California.

Dated: April 3, 1975.

JAMES L. AGEE,
Assistant Administrator for Water and Hazardous Materials.

[FR Doc.75-9323 Filed 4-9-75;8:45 am]

[OPP-32000/225; FRL 357-2]

RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of section 3(c)(1)(D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB–31, East Tower, 401 M Street, SW, Washington, DC 20460.

On or before June 9, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH–569), Office of Pesticide Programs, 401 M Street, SW, Washington, DC 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after June 9, 1975.

Dated: April 2, 1975.

JOHN B. RITCH, Jr.,
Director, Registration Division.

APPLICATIONS RECEIVED (OPP-32000/225)

EPA Reg. No. 11649–12. Avitrol Corp., 7644 E 46th St., PO Box 45141, Tulsa OK 74145. AVITROL CORN CHOPS-99. Active Ingredients: 4-Aminopyridine 0.03%. Method of Support: Application proceeds under 2(b) of interim policy. PM11.

EPA File Symbol 4-EUG. Bonide Chem. Co., Inc., 2 Wurz Ave., Yorkville NY 13495. LAWN WEED KILLER GRANULES. Active Ingredients: Triethanolamine 2,4-Dichlorophenoxyacetate 4.69%; Triethanolamine Silvex (2-(2,4,5-trichlorophenoxy)propionic acid) 1.26%. Method of Support: Application proceeds under 2(c) of interim policy. PM23.

EPA File Symbol 33282-E. Branchemco Inc., 8286 Western Way Circle, Jacksonville FL 32216. BRANCHEMCO NO. 331. Active Ingredients: Sodium Dimethyldithiocarbamate Isopropanol 40%. Method of Support: Application proceeds under 2(c) of interim policy. PM33.

EPA File Symbol 359-ATL. Chipman Div., Rhodia Inc., 23 Belmont Rd., Somerset NJ 08903. RONSTAR. Active Ingredients: 2-tert-butyl-4-(2,4-dichloro-5-isopropoxyphenyl)-Δ^2-1,3,4-oxadiazolin-5-one 24.4%. Method of Support: Application proceeds under 2(b) of interim policy. PM24.

EPA File Symbol 121-RL. Cutter Lab., Inc., 4th & Parker Sts., Berkeley CA 94710. CUTTER INSECT REPELLENT SPRAY. Active Ingredients: N,N-Diethyl-meta-toluamide 17.1%; Other isomers 0.9%; Dimethyl Phthalate 12%; Di-n-propyl isocinchomeronate 1%; N-octyl bicycloheptene dicarboximide 1%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 6621-AR. Eagle Chem. Co., 2819 W Lake St., Chicago IL 60612. DOG GUARD. Active Ingredients: Pyrethrins 0.06%; Piperonyl butoxide, technical (Equivalent to 0.096% (butylcarbityl) (6-propylpiperonyl) ether, and 0.024% other related compounds) 0.12%; N-octyl bicycloheptene dicarboximide 0.20%; N,N-Diethyl toluamide 14.25%; Other isomers 0.75%; Methoxychlor, technical 0.50%; Petroleum Distillate 84.22%. Method of Support: Application proceeds under 2(c) of interim policy. PM13.

EPA Reg. No. 4816-353. FMC Corp., 100 Niagara St., Middleport NY 14105. DRIONE. Active Ingredients: Pyrethrins 1%; Piperonyl Butoxide, Technical (Equivalent to 8% (butylcarbityl) (6-propylpiperonyl) ether and 2% of related compounds) 10%; Amorphous Silica Gel 40%; Petroleum Hydrocarbons 49%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 10638-0. Farm & Ranch Supply Co., 7890 E 11th, Tulsa OK 74112. SHANNON SQUASH BUG DYNAMITE. Active Ingredients: Petroleum Distillate 4.90%; Pyrethrins 0.22%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 7364-EA. Great Lakes Biochemical, 6120 W Douglas Ave., Milwaukee WI 63218. SLOW RELEASE. Active Ingredients: Copper sulfate 19.91%. Method of Support: Application proceeds under 2(a) of interim policy. PM24.

EPA Reg. No. 485-9. The Industrial Fumigant Co., 923 State Line, Kansas City MO 64101. INFUCO 80-20 GRAIN FUMIGANT. Active Ingredients: Carbon Tetrachloride 82.9%; Carbon Bisulphide 16.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM11.

EPA File Symbol 12367-I. Lich Paper Co., 929 5th Ave., Mckeesport PA 15132. LICO FORMULATION 66-25. Active Ingredients: Octyl Decyl Dimethyl Ammonium Chloride 4.50%; Dioctyl Dimethyl Ammonium Chloride 2.25%; Didecyl Dimethyl Ammonium Chloride 2.21%; Tetrasodium Ethylenediamine Tetraacetate 2.40%; Isopropyl Alcohol 3.60%. Method of Support: Application proceeds under 2(b) of interim policy. PM31.

EPA File Symbol 3624-RAA. Nova Products, Inc., PO Box 5086, Kansas City KS 66119. NOVA FOGGING CONCENTRATE 7219. Active Ingredients: 2,2-dichlorovinyl dimethyl phosphate 0.46%; Other related compounds 0.04%; Pyrethrins 2.00%; Piperonyl butoxide, technical (Equivalent to 4.8% (butylcarbityl) (6-propylpiperonyl) ether and 1.2% related compounds) 4.00%; N-octyl bicycloheptene dicarboximide 4.00%; Petroleum Distillate 89.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM13.

EPA File Symbol 904-EGU. B. G. Pratt Div., Gabriel Chem. Ltd., 204 21st Ave., Paterson NJ 07509. DURSBAN 250 EC. Active Ingredients: Chlorpyrifos [O,O-diethyl O-(3,5,6-trichloro-2-pyridyl) phosphorothioate] 24.9%; Aromatic petroleum derivative solvent 53.7%. Method of Support: Application proceeds under 2(c) of interim policy. PM12.

EPA File Symbol 8503-RN. Products Chem. Co., 3045 E 87th St., Cleveland OH 44104. GREEN GENIE BOWL CLEANER WITH MINT FRAGRANCE. Active Ingredients: Hydrogen Chloride 9.80%. Method of Support: Application proceeds under 2(b) of interim policy. PM32.

EPA File Symbol 4185-LGE. Smith-Douglas Div., Borden Chem., Borden Inc., PO Box 419, Norfolk VA 23501. "GRAIN SAFE". Active Ingredients: Propionic Acid 100.00%. Method of Support: Application proceeds under 2(c) of interim policy. PM21.

EPA File Symbol 1624-RNO. U.S. Borax, PO Box 75128, Sanford Sta., Los Angeles CA 90075. 20 MULE POWER SHOWER TUB & TILE CLEANER NO. 1. Active Ingredients: Tetrasodium ethylenediamine tetraacetate 6.84%; Isopropanol 5.00%; 5-chloro-2-(2,4-dichlorophenoxy)phenol 0.07%. Method of Support: Application proceeds under 2(a) of interim policy. PM32.

EPA File Symbol 1624-RRN. U.S. Borax, PO Box 75128, Sanford Sta., Los Angeles CA 90075. 20 MULE POWER SHOWER TUB & TILE CLEANER NO. 2. Active Ingredients: Tetrasodium ethylenediamine tetraacetate 4.56%; Isopropanol 5.00%; 5-chloro-2-(2,4-Dichlorophenoxy)phenol 0.-10%. Method of Support: Application proceeds under 2(a) of interim policy. PM32.

EPA Reg. No. 7401-138. Voluntary Purchasing Groups, Inc., PO Box 460, Bonham TX 75418. FERTI-LOME MITE SPRAY. Active Ingredients: 1,1-bis(chlorophenyl)-2,2,2-trichloroethanol 10.3%; Aromatic Petroleum Derivatives 68.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM13.

[FR Doc.75-9317 Filed 4-9-75;8:45 am]

[OPP-32000/226; FRL 357-3]

RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW, Washington DC 20460.

On or before June 9, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW, Washington, DC 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after June 9, 1975.

Dated: April 2, 1975.

JOHN B. RITCH, Jr.,
Director,
Registration Division.

APPLICATIONS RECEIVED (OPP-32000/226)

EPA File Symbol 1145-RUN. Amoco Oil Co., 200 East Randolf Dr., PO Box 6110A, Chicago, IL 60680. AMOCO TREE SPRAY OIL. Active Ingredients: Petroleum Oil 99.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM13.

EPA File Symbol 35909-A. Associated Water Conditioners, Inc., Rt. 202, Mt. Kemble Ave., Morristown, NJ 07960. No. 470. Active Ingredients: Disodium cyanodithioimidocarbonate 4.90%; Potassium N-methyldithiocarbamate 6.76%. Method of Support: Application proceeds under 2(b) of interim policy. PM22.

EPA File Symbol 35909-G. Associated Water Conditioners, Inc. No. 471. Active Ingredients: Disodium cyanodithiomido-carbonate 7.35%; Potassium N-methyldithiocarbamate 10.15%. Method of Support: Application proceeds under 2(b) of interim policy. PM22.

EPA File Symbol 35909-U. Associated Water Conditioners, Inc. No. 472. Active Ingredients: Disodium cyanodithiomidocarbonate 3.68%; Potassium N-methyldithiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy. PM22.

EPA File Symbol 4-EUU. Bonide Chemical Co., Inc., 2 Wurz Ave., Yorkville NY 13495. TOM CAT W/DIPHACIN. Active Ingredients: Diphacinone (2-diphenylacetyl 1-1,3-indandione) 0.005%. Method of Support: Application proceeds under 2(c) of interim policy. PM11.

EPA File Symbol 1459-UU. Bullen Chemical Co., Hook Rd., Folcroft PA 19032. BULLEN VEGETATION KILLER. Active Ingredients: Prometon:2,4-bis(isopropylamino)-6-methoxy-s-triazine 3.73%; Petroleum distillate 81.04%. Method of Support: Application proceeds under 2(c) of interim policy. PM25.

EPA Reg. No. 7176-8. The Butcher Polish Co., 120 Bartlett St., Marlborough MA 01752. BUTCHER'S PROBE PHENOLIC GERMICIDAL DETERGENT. Active Ingredients: Isopropanol 7.480%; o-benzyl p-chlorophenol 5.437%; o-phenylphenol 3.500%; Tetrasodium ethylene diamine tetraacetate 1.140%. Method of Support: Application proceeds under 2(a) of interim policy. PM32.

EPA File Symbol 1191-GUN. Carolina Chemicals, Inc., PO Box 118, West Columbia SC 29169. FLIGHT BRAND TOXAPHENE 80S. Active Ingredients: Toxaphene (Technical Chlorinated Camphene Containing 67-69% Chlorine) 80%. Method of Support: Application proceeds under 2(c) of interim policy. PM12.

EPA File Symbol 34276-R. Century Industries Corp., RD #1, New Waterford OH 44445. 5% PENTA WOOD PRESERVER. Active Ingredients: Pentachlorophenol 4.25%; Other Chlorophenols 0.50%. Method of Support: Application proceeds under 2(c) of interim policy. PM22.

EPA File Symbol 5736-UO. DuBois Chemicals, Div. Chemed Corp., 3630 E. Kemper Rd., Sharonville OH 45241. GAX-21 A BACTERIOSTAT AND ALGICIDE. Active Ingredients: N-Alkyl (7% C8, 6.5% C10, 53% C12, 19% C14, 8.5% C16, 6% C18) 1,3-Propanediamine 15.0%; Isopropyl Alcohol 15.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM31.

EPA File Symbol 35571-E. Chem Pro Laboratory, Inc., 941 W. 190th St., Gardena CA 90248. CHEM PRO #30M. Active Ingredients: Disodium cyanodithioimidocarbonate 7.35%; Potassium N-methyldithiocarbamate 10.15%. Method of Support: Application proceeds under 2(b) of interim policy. PM33.

EPA File Symbol 14796-G. Culligan Water Treatment Co., Inc., 162 Governor St., East Hartford CT 06108. T-51A. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methyldithiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy. PM22.

EPA File Symbol 10638-T. Farm & Ranch Supply Co., 7890 E. 11th, Tulsa OK 74112. SHANNON MANGE PRESCRIPTION. Active Ingredients: Benzyl Benzoate 25.59%. Method of Support: Application proceeds under 2(c) of interim policy. PM15.

EPA File Symbol 904-EGG. B. G. Pratt Div., Gabriel Chemicals Ltd., 204 21st Ave., Paterson NJ 07509. PRATT REPEL FOR CATS & DOGS. Active Ingredients: Methyl nonyl detone 1.9%; Related Compounds 0.1%. Method of Support: Application proceeds under 2(c) of interim policy. PM11.

EPA File Symbol 15144-U. Gotham Chemical Co., 27 Traverse Ave., Port Chester NY 10573. AQUACIDE-100. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methyldithiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy. PM22.

EPA File Symbol 334-URQ. Hysan Corp., 919 W. 38th St., Chicago IL 60609. GUTTS COMPLETE VEGETATION KILLER. Active Ingredients: 2,4-Dichlorophenoxyacetic acid, isooctyl ester 1.09%; Bromacil (5-bromo-3-secbutyl-6-methyluracil) 0.61%; Pentachlorophenol 0.80%; other chlorophenols 0.09%. Method of Support: Application proceeds under 2(c) of interim policy. PM24.

EPA File Symbol 24057-G. Jersey Industrial Chemicals, Inc., PO Box 568, Livingston NJ 07039. FUNGICIDE B. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methyldithiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy. PM22.

EPA Reg. No. 8901-7. Kocide Chemical Corp., PO Box 45539, Houston TX 77045. KOCIDE 404 FLOWABLE AGRICULTURAL FUNGICIDE. Active Ingredients: Cupric Hydroxide 30%. Method of Support: Application proceeds under 2(b) of interim policy. PM22.

EPA File Symbol 802-LRI. The Chas. H. Lilly Co., 109 SE. Alder, Portland OR 97214. MILLER'S 2,4-D-SILVEX 18-20 GRANULAR. Active Ingredients: 2,4-Dichlorophenoxyacetic acid 18.00%; Isooctyl Ester of Silvex [2-(2,4,5-Trichlorophenoxy) propionic acid] 29.20%. Method of Support: Application proceeds under 2(c) of interim policy. PM23.

EPA File Symbol 802-LRO. The Chas. H. Lilly Co., 109 SE. Alder, Portland OR 97214. MILLER'S 2-4-D-SILVEX 30-10 GRANULAR. Active Ingredients: 2,4-Dichlorophenoxyacetic Acid 30.00%; Isooctyl Ester of Silvex [2-(2,4,5-Trichlorophenoxy) propionic acid] 14.61%. Method of Support: Application proceeds under 2(c) of interim policy. PM23.

EPA File Symbol 8591-EL. The Mogul Corp., Chagrin Falls OH 44022. MOGUL A-495. Active Ingredients: Calcium hypochlorite 70%. Method of Support: Application proceeds under 2(c) of interim policy. PM34.

EPA File Symbol 36488-R. Reuter Laboratories, 7555 Gard Rd., Manassas VA 22110. MILKY SPORE. Active Ingredients: A mixed culture of not less than 100 million viable spores of resistant stages of either or both Bacillus popilliae or Bacillus lentimorbus per gram of inert powder. Method of Support: Application proceeds under 2(a) of interim policy. PM17.

EPA Reg. No. 523-32. Roberts Laboratories, 4995 North Main St., Rockford IL 61101. ROBERTS FLY-BATE. Active Ingredients: 2,2-Dichlorovinyl dimethyl phosphate 0.46%; Related Compounds 0.04%. Method of Support: Application proceeds under 2(c) of interim policy. PM13.

REPUBLISHED ITEMS

The following items represent a correction in the list of Applications Received published in the FEDERAL REGISTER of March 6, 1975 (40 FR 10515).

EPA File Symbol 34773-A. Chemtech Resources, Inc., PO Box 24440, Dallas TX 75224. MWK-3 NON-SELECTIVE WEED KILLER. Active Ingredients: Monuron trichloroacetate 3-(p-Chlorophenyl)-1,1-dimethylurea trichloroacetate 3.19%. Originally published as 3.10%.

EPA File Symbol 13926-G. Verpas Products, Inc., PO Box 825-Urb. Industrial, Julio N. Matos, Carolina PR 00630. DRAGON AEROSOL MATA MASCAS 4 MOSQUITOS. Active Ingredients: Petroleum Distillate 58.20%. Originally published as Verpas Products, Inc., PO Box 825-Urb. Industrial, Julio N. Matos, Carolina PR 000630. Active Ingredients: Petroleum Distillate 588.20%.

[FR Doc.75-9318 Filed 4-9-75;8:45 am]

[OPP-32000/227; FRL 357-6]

RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of section 3(c)(1)(D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW, Washington DC 20460.

On or before June 9, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW, Washington DC 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after June 9, 1975.

Dated: April 4, 1975.

JOHN B. RITCH, JR.,
Director,
Registration Division.

APPLICATIONS RECEIVED (OPP-32000/227)

EPA File Symbol 15771-R. Capital Janitorial 23223. COLONIAL MINT ODOR DISINFECTANT, CLEANER, DEODORANT COEP. 7. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 2.0%; Isopropanol 2.0%; Methyl salicylate 0.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM31.

EPA File Symbol 15771-E. Capital Janitorial Supply Co. COLONIAL LEMON ODOR DISINFECTANT, DEODORANT, CLEANER COEF. 7. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 2.00%; Isopropanol 1.00%; Essential Oils 0.25%. Method of Support: Application proceeds under 2(c) of interim policy. PM31.

EPA File Symbol 15771-G. Capital Janitorial Supply Co. COLONIAL PINE ODOR DISINFECTANT, DEODORANT, CLEANER COEF. 6. Active Ingredients: Isopropanol 4.75%; Pine oil 3.95%; Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 1.97%. Method of Support: Application proceeds under 2(c) of interim policy. PM31.

EPA Reg. No. 3125-237. Chemagro, Div. of Mobay Chem. Corp., PO Box 4913, Kansas City MO 64120. NEMACUR 10% GRANULAR NEMATICIDE. Active Ingredients: Ethyl 3-methyl-4-(methylthio)phenyl (1-methylethyl) phosphoramidate 10%. Method of Support: Application proceeds under 2(b) of interim policy. PM21.

EPA File Symbol 6959-GO. Chemical & Equipment Sales & Serv. Co., Inc., 3534 Central Ave., PO Box 12452, Charlotte NC 28205. ACCUDOSE AEROSOL INSECTICIDE. Active Ingredients: Pyrethrins 0.700%; Technical Piperonyl Butoxide (Equivalent to 2.8% (butyl-carbityl) (6-Propylpiperonyl) Ether and 7% of related compounds). 3.500%; Refined Petroleum Distillate 15.800%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 1660-TI. Chemical Specialties Co., Inc., 51-55 Nassau Ave., Brooklyn NY 11222. VAM-O FORMULA #3 CANARY SEED MOUSE BAIT. Active Ingredients: 2-[(p-chlorophenyl)phenylacetyl]-1,3-indandione 0.005%. Method of Support: Application proceeds under 2(c) of interim policy. PM11.

EPA File Symbol 7173-RAL. Chempar Chemical Co., 260 Madison Ave., New York NY 10016. ROZOL RAT AND MOUSE KILLER PEST CONTROL OPERATORS FORMULA. Active Ingredients: 2-[(p-chlorophenyl) phenylacetyl] - 1,3 - Indandione 0.005%. Method of Support: Application proceeds under 2(c) of interim policy. PM11.

EPA File Symbol 9444-UA. Cline-Buckner, Inc., 16317 Piuma Ave., Cerritos CA 90701. CB FOGGER II. Active Ingredients: Pyrethrins 0.400%; Piperonyl Butoxide (Equipment to 3.20% (butylcarbityl) (6-propylpiperonyl) ether and 80% related compounds) 4.000%; Petroleum Distillate 9.036%; o-Isopropoxyphenyl Methyl Carbamate 1.000%; 2,2-dichlorovinyl dimethyl phosphate 0.470%; Related compounds 0.030%. Method of Support: Application proceeds under 2(c) of interim policy. PM13.

EPA File Symbol 11694-AI. Dymon, Inc., 3401 Kansas Ave., Kansas City KS 66106. SYSTEMIC 2% GRANULAR SYSTEMIC INSECTICIDE. Active Ingredients: 0,0-Diethyl S-[2-(ethylthio) ethyl]phosphorodithioate 2%. Method of Support: Application proceeds under 2(c) of interim policy. PM14.

EPA File Symbol 11497-I. Enviro Chem. Corp., 12262 Leo Lane, PO Box 29113, Dallas TX 75229. ENVIRO WEED CHECK LIQUID WEED KILLER. Active Ingredients: Monuron Trichloroacetate [3-(p-chlorophenyl)-1, 1-dimethylurea trichloroacetate] 3.19%; Aliphatic Petroleum Derivative 86.03%. Method of Support: Application proceeds under 2(c) of interim policy. PM24.

EPA File Symbol 11261-G. Gasser & Dunham, PO Box 527, Merrill OR 97633. FERTILIZERS WITH 0.4% DI-SYSTON. Active Ingredients: 0,0 - Diethyl S[ethylthio)-ethyl phosphorodithioate 0.40%. Method of Support: Application proceeds under 2(c) of interim policy. PM14.

EPA File Symbol 11261-L. Gasser & Dunham, PO Box 527, Merrill OR 97633. FERTILIZERS WITH 0.9% DI-SYSTON. Active Ingredients: 0,0-Diethyl S[ethylthio) ethyl phosphorodithioate 0.90%. Method of Support: Application proceeds under 2(c) of interim policy. PM14.

EPA File Symbol 12059-U. Jag Chem. Corp., 1865 New Hwy., Farmingdale NY 11735. MASSACRE GENERAL PURPOSE INSECT SPRAY. Active Ingredients: Pyrethrins 0.1%; Piperonyl Butoxide, Technical (Equivalent to 0.8% of (butylcarbityl) (6-propylpiperonyl) ether and to 0.2% of related compounds) 1.0%; Petroleum Distillate 99.4%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 33625-R. Lawn Medic Inc., 1024 Sibley Tower, Rochester NY 14604. CRABGRASS PREVENTER #2. Active Ingredients: Dimethyl Tetrachloroterephthalate 6.86%. Method of Support: Application proceeds under 2(c) of interim policy. PM23.

EPA File Symbol 13525-R. Maintenance Mates, 1064 W. 39th St., Norfolk VA 23508. 2M PINE ODOR DISINFECTANT-CLEANER COEF. 6. Active Ingredients: Isopropanol 4.75%; Pine Oil 3.95%; Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 1.97%. Method of Support: Application proceeds under 2(c) of interim policy. PM31.

EPA File Symbol 13525-E. Maintenance Mates, 1064 W. 39th St., Norfolk VA 23508. 2 M MINT ODOR DISINFECTANT CLEANER COEF. 7. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 2.0%; Isopropanol 2.0%; Methyl salicylate 0.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM31.

EPA File Symbol 1021-RGLR. McLaughlin Gormley King Co., 8810 10th Ave. N., Minneapolis MN 55427. MGK BIG GAME REPELLENT CONCENTRATE. Active Ingredients: Egg Solids 15%. Method of Support: Application proceeds under 2(a) of interim policy. PM11.

EPA File Symbol 1021-RGLE. McLaughlin Gormley King Co., 8810 10th Ave. N., Minneapolis MN 55427. D-TRANS INTERMEDIATE 2053. Active Ingredients: d-trans Allethrin (allyl homolog of Cinerin I) 14.31%; Piperonyl butoxide, technical (Equivalent to 12.29% (butylcarbityl) (6-propylpiperonyl) ether and 4.57% other related compounds) 22.86%; N-octyl bicycloheptene dicarboximide 11.44%; Petroleum distillate 8.49%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 9591-ET. Nationwide Products, PO Box 3027, Hamilton OH 45013. FLEAS, TICKS & LICE POWDER READY-TO-USE SYNERGIZED PYRETHRUM DUST. Active Ingredients: Pyrethrins 0.15%; Piperonyl Butoxide Technical (Equivalent to 1.2% of (Butylcarbityl) (6-Propylpiperonyl) Ether, and 0.3% of related compounds) 1.50%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 5680-RG. W. G. Snee Co., 1430 S. Peters St., New Orleans LA 70301. PURE LEMON ODOR 15 DISINFECTANT-DETERGENT-DEODORANT SANITIZER. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 4.0%; Isopropanol 2.0%; Essential oils 0.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM31.

EPA File Symbol 5680-RE. W. G. Snee Co., 1430 S. Peters St., New Orleans LA 70301. PURE LEMON ODOR 7 DISINFECTANT-DETERGENT-DEODORANT SANITIZER. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 2.00%; Isopropanol 1.00%; Essential oils 0.25%. Method of Support: Application proceeds under 2(c) of interim policy. PM31.

EPA File Symbol 148-RERL. Thompson Hayward Chem. Co., 5200 Speaker Rd., Kansas City KS 66106. ATRAZINE TECHNICAL. Active Ingredients: Atrazine (2-chloro-4-ethylamino - 6 - isopropylamino-s-triazine) 95%; Related compounds 3%. Method of Support: Application proceeds under 2(c) of interim policy. PM25.

EPA File Symbol 148-RERU. Thompson-Hayward Chem. Co. ATRAZINE 80W. Active Ingredients: Atrazine (2-chloro-4-ethylamino-6-isopropylamino-s-triazine) 77.6%; Related Compounds 2.4%. Method of Support: Application proceeds under 2(c) of interim policy. PM25.

EPA File Symbol 148-RERA. Thompson-Hayward Chem. Co. ATRAZINE PLUS. Active Ingredients: Atrazine (2-chloro-4-ethylamine-6-isopropylamino-s-triazine) 93.1%; Related Compounds 2.9%. Method of Support: Application proceeds under 2(c) of interim policy. PM25.

EPA File Symbol 36641-R. Triangle Paint Co., Inc., 2222 3rd St., Berkeley CA 94710. WOOD TREATMENT #174 CLEAR. Active Ingredients: Pentachlorophenol 4.59%; Other Chlorinated Phenols 0.66%. Method of Support: Application proceeds under 2(c) of interim policy. PM24.

EPA File Symbol 36645-R. Zodiac-Healox & Lustray Div. of Majestic Drug Co., Inc., 711 E. 134th St., Bronx NY 10454. PETAGREE CONCENTRATED SHAMPOO KILLS FLEAS, LICE & TICKS. Active Ingredients: Pyrethrins 0.050%; Piperonyl Butoxide, Technical 0.100%; N-Octyl Bicycloheptene Dicarboximide 0.167%; Petroleum Distillate 0.243%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

REPUBLISHED ITEM

The following item is a change in the list of Applications Received published in the FEDERAL REGISTER March 11, 1975 (40 FR 11384).

EPA Reg. No. 239-2186. Chevron Chem. Co., 940 Hensley St., Richmond CA 94804. ORTHO PARAQUAT CL (For use on sunflowers, oilseed varieties only). Method of Support: Application proceeds under 2(a) rather than 2(c) as published. PM25.

[FR Doc.75-9319 Filed 4-9-75;8:45 am]

FEDERAL DEPOSIT INSURANCE CORPORATION

INSURED NONMEMBER BANKS

Withdrawal of Savings Deposits by Telephone

The rules and regulations of the FDIC impose certain restrictions as to the manner in which savings deposits may be withdrawn from insured non-member banks. 12 CFR 329.5(c). Federal Reserve Regulation Q imposes similar restrictions on savings deposits in Federal Reserve member banks. 12 CFR 217.5(c).

The Board of Governors of the Federal Reserve has announced that it is withdrawing its long-standing policy opposing the withdrawal of funds from savings accounts by telephone or other oral order. In its announcement, the Board of Governors notes that other depository institutions, including nonmember commercial banks, have been allowed to offer telephone withdrawal services for some time.

The Board of Directors of the FDIC deems it desirable to publicly confirm that nothing in the regulations of the FDIC bars the withdrawal of funds in a savings account upon the order of a depositor transmitted by means of a telephone or other communications device.

This announcement merely reiterates the policy of the FDIC with respect to the withdrawal of savings deposits by telephone. Any insured nonmember bank may allow its customers to utilize this method of withdrawal; however, the Board of Directors expects that any bank which does so will implement appropriate security and other procedures to insure the safe and sound conduct of this activity.

By order of the Board of Directors, April 4, 1975.

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] ALAN R. MILLER,
Executive Secretary.

[FR Doc.75-9415 Filed 4-9-75;8:45 am]

FEDERAL HOME LOAN BANK BOARD

[H.C. No. 189]

IMPERIAL CORPORATION OF AMERICA

Receipt of Application for Permission To Acquire Control

APRIL 7, 1975.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from Imperial Corporation of America, San Diego, California, a multiple savings and loan holding company, for approval of acquisition of control of the Avco Savings and Loan Association, Los Angeles, California, an insured institution, under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)) and § 584.4 of the Regulations for Savings and Loan Holding Companies, said acquisition to be effected through the purchase of substantially all of the guarantee stock of Avco Savings and Loan Association, by Imperial Savings and Loan Association, San Francisco, California, an insured subsidiary of the applicant, for cash and promissory notes from the subsidiary. Comments on the proposed acquisition should be submitted to the Director, Holding Companies Section, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, on or before May 12, 1975.

[SEAL] GRENVILLE L. MILLARD, JR.,
Assistant Secretary,
Federal Home Loan Bank Board.

[FR Doc.75-9426 Filed 4-9-75;8:45 am]

FEDERAL MARITIME COMMISSION

PACIFIC-INDIA/PAKISTAN/CEYLON/BURMA AGREEMENTS

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573 on or before April 30, 1974. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forward to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

H. P. Blok, Secretary
Pacific-India/Pakistan/Ceylon/
Burma Agreements
417 Montgomery Street
San Francisco, California 94104

Agreement No. 9247-5 reflects the intention of the member lines of the Pacific-India / Pakistan / Ceylon / Burma Agreements to conduct their operations pursuant to a single tariff rather than the individual tariffs of the member lines as is presently the practice.

By Order of the Federal Maritime Commission.

Dated: April 4, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-9412 Filed 4-9-75;8:45 am]

PRUDENTIAL LINES, INC. AND COMPANIA PERUANA DE VAPORES

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW, Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before April 30, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

William H. Fort, Esquire
Komiers, Fort, Schlefer & Boyer
1776 F Street, Northwest
Washington, D.C. 20006

Agreement No. 9939-2, between Prudential Lines, Inc. and Compania Peruana De Vapores, modifies the basic pooling, sailing and equal access to government-controlled cargo agreement, covering southbound cargo from U.S. West Coast ports to ports in Peru, by deleting the pooling and sailing provisions and thereby establishing an equal access agreement only.

By Order of the Federal Maritime Commission.

Dated: April 7, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-9413 Filed 9-4-75;8:45 am]

PRUDENTIAL LINES, INC. AND COMPANIA DE VAPORES

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW, Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before April 30,

1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

William H. Fort, Esquire
Kominers, Fort, Schlefer & Boyer
1776 F Street, Northwest
Washington, D.C. 20006

Agreement No. 9939-3, between Prudential Lines, Inc. and Compania Peruana De Vapores, modifies the basic pooling, sailing and equal access to government-controlled cargo agreement, covering southbound cargo from U.S. West Coast ports to ports in Peru, by amending Article 7 to provide that there will be no penalty for overcarriage under Agreement No. 9939 for the 12 months ending March 31, 1975, or for any period thereafter.

By order of the Federal Maritime Commission.

Dated: April 7, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-9414 Filed 4-9-75;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. E-9101]

APPALACHIAN POWER CO.

Further Extension of Procedural Dates

APRIL 3, 1975.

On April 1, 1975, Appalachian Power Company filed a motion to extend the procedural dates fixed by order issued December 6, 1974, as most recently modified by notice issued February 28, 1975, in the above-designated matter. The parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Appalachian Power Company Testimony, June 6, 1975.
Service of Virginia Polytechnic Institute and State University's Testimony, June 20, 1975.
Service of Staff's Testimony, July 7, 1975.
Service of (APCO) Rebuttal, July 18, 1975.
Hearing, July 31, 1975 (10 a.m. e.d.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9343 Filed 4-9-75;8:45 am]

[Docket No. E-9341]

ARIZONA PUBLIC SERVICE CO.

Filing of Revision to Rate Schedule

APRIL 4, 1975.

Take notice that Arizona Public Service Company (APS) on March 26, 1975 tendered for filing proposed changes to its Wholesale Power Agreement with Arizona Power Authority (APA), FPC Rate Schedule No. 59. This proposed change, "First Revised Exhibit B" to the Agreement, increases both the maximum and minimum Contract Demands.

Copies of this filing were served upon the Arizona Corporation Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NW, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 14, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9344 Filed 4-9-75;8:45 am]

[Docket No. CS67-52]

PAUL F. BARNHART

Petition for Waiver of Regulations

APRIL 4, 1975.

Take notice that on March 20, 1975, Paul F. Barnhart, Trustee (Petitioner), 600 Post Oak Bank Building, 2200 South Post Oak Road, Houston, Texas 77027, filed in Docket No. CS67-52 a petition for waiver in part of § 157.40(c) of the regulations under the Natural Gas Act (18 CFR 157.40(c)) so as to permit him to sell natural gas attributable to the interests which he acquired from a large producer, TransOcean Oil, Inc. (TransOcean), pursuant to his small producer certificate issued in the subject docket, all as more fully set forth in the petition which is on file with the Commission and open to public inspection.

Petitioner states that by two assignments dated January 1, 1974, TransOcean transferred to Petitioner certain interests in three leases, the G. T. Patterson Lease, the J. F. Nunn Lease, and the M. L. Couey Lease, located in the Spraberry Trend Field, Glasscock and Reagan Counties, Texas. Petitioner further states that although gas production from existing horizons under the three leases is rapidly diminishing, Petitioner and Paul F. Barnhart have recompleted a well in previously undeveloped horizons underlying each of the three leaseholds and are negotiating with the purchaser of gas produced from the leases, El Paso, for a new price for the new production. Petitioner claims that Paul F. Barnhart, either as an individual or as trustee, holds all of the working interests in the production from the new horizons; and, therefore, no large producers hold working interests in the new production. Petitioner states that without the requested waiver Petitioner may be required to pay his royalty owners on the basis of two rates even though all of the working interests in such production are held by small producers.

Petitioner notes that in recent orders involving successions by small producers to large producers the Commission has imposed a rate condition limiting the small producer to the area ceiling rate which its large producer predecessor had been collecting. It is Petitioner's view that such limitation would require the small producer to make new rate filings to collect the new national rate for production from any new wells which he drills and that such filing requirement is contrary to the Commission's purposes for providing an exemption for small producers. Accordingly, if a complete waiver is not granted, Petitioner requests alternatively that any rate condition imposed provide that he can collect for his production attributable to the interests acquired from TransOcean the highest rate the Commission would allow TransOcean, as a large producer, to collect had it retained its interests.

Any person desiring to be heard or to make any protest with reference to said petition should on or before April 21, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9345 Filed 4-9-75;8:45 am]

[Docket No. RP72-89]

COLUMBIA GAS TRANSMISSION CORP.

Notice of Motion for Six Month Extension of Interim Curtailment Plan

APRIL 7, 1975.

On April 1, 1975, Columbia Gas Transmission Corporation filed a motion to extend its currently effective interim curtailment plan, with certain modifications, for a period of six months from May 1, 1975, through October 31, 1975, pending Commission determination of an appropriate permanent curtailment plan for its

system. Date for filing comments or petitions to intervene April 16, 1975.

Take notice that Columbia Gas Transmission Corporation (Columbia), on April 1, 1975, filed a motion requesting the Commisison to extend its currently effective interim curtailment plan, with certain modifications, for a period of six months from May 1, 1975 through October 31, 1975. The modification is intended to exclude the so-called compensation features contained in the interim plan due to Commission orders in this proceeding holding them to be unlawful.

Columbia contends that the extension of its interim plan would maintain the *status quo* to the extent possible, pending the outcome of the extensive hearing in progress on Columbia's permanent plan in the above-entitled proceeding. Columbia alleges that the requested extension will avoid an unreasonable disruption of its customers' planning based on the annual entitlement feature for the twelve-month period ending October, 1975, contained in the interim plan.

Columbia asserts that without a grant of its motion, because of the Commission's warnings on the risks involved in implementing a plan not in conformity with Order No. 467–B, it would have to implement such a plan on May 1, 1975. Columbia alleges that this would be unlawful without consideration of the very extensive record being developed in the ongoing hearings. Columbia further asserts that curtailments pursuant to Order No. 467–B should not be implemented using the unverified data presently available, which has also been the subject of extensive cross-examination at the hearings.

In further support of its motion, Columbia refers to recent court decisions which, according to Columbia, hold that the Commission may not modify or replace a pipeline's existing curtailment plan without findings based on a full record, which is presently being compiled in this proceeding; that such plan is in violation of the Natural Gas Act.

Columbia claims that its interim plan has operated extremely well during the 1974–1975 winter season when Columbia curtailed at a level of approximately 20 percent, and that the Commission was not required to grant any petitions for extraordinary relief.

It appears reasonable and consistent with the public interest in this proceeding to prescribe a period shorter than 15 days for the filing of comments and petitions to intervene. Therefore, any person desiring to be heard or to protest said motion should, on or before April 16, 1975, file such comment or petition to intervene with the Federal Power Commission, Washington, D.C., 20426, in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. Persons that have previously filed a notice or petition for intervention in this proceeding need not file additional notices or petitions to become parties with respect to the instant filing. The filing which was made with the Commission is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9342 Filed 4-7-75;2:13 pm]

[Docket No. E-9206]

McDOWELL COUNTY CONSUMER COUNCIL, INC.

Extension of Time

APRIL 3, 1975.

On March 27, 1975, Appalachian Power Company filed a motion to extend the time for answering the complaint noticed January 16, 1975, in the above designated matter. The present time for answer was filed by order issued March 17, 1975.

Upon consideration, notice is hereby given that the time for answering the above complaint is extended to and including April 30, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9346 Filed 4-9-75;8:45 am]

[Docket No. RP73-110]

NATURAL GAS PIPELINE CO. OF AMERICA

Extension of Time

APRIL 4, 1975.

On March 19, 1975, Staff Counsel filed a motion to extend the date for filing briefs opposing exceptions to the initial decision of the Presiding Administrative Law Judge issued February 13, 1975 in the above-designated matter.

Upon consideration, notice is hereby given that the date for filing briefs opposing exceptions in the above matter is extended to and including May 6, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9347 Filed 4-9-75;8:45 am]

[Docket No. E-7465]

NORTHERN ELECTRIC COOPERATIVE ASSOCIATION

Application

APRIL 4, 1975.

Take notice that Northern Electric Cooperative Association (Applicant), incorporated under the laws of the State of Minnesota, with its principal place of business at Virginia, Minnesota, filed an application with the Federal Power Commission in Docket No. E-7465 on February 27, 1975, for a supplemental order pursuant to section 202(e) of the Federal Power Act, authorizing an increase in the amount and rate of transmission of electric energy which Applicant may transmit from the United States to Canada.

By Commission order issued July 2, 1969 in Docket No. E-7465 (42 FPC 30), Applicant was authorized to transmit electric energy from the United States to 450,000
Canada in an amount not to exceed 450,000 kwh per year at a rate of transmission not to exceed 100 kw for sale and delivery to Lac La Croix Power Authority (La Croix) over certain 14.4 kv facilities of Applicant located at the international border between the United States and Canada adjacent to Government Lot 1, Section 6, Township 67 North, Range 16 West, St. Louis County, Minnesota. Applicant's facilities are covered by its Permit signed by the Chairman of the Federal Power Commission on July 2, 1969, Docket No. E-7466.

Applicant now requests that the authorization granted by Commission order of July 2, 1969, referred to above, be modified so as to authorize Applicant to export electric energy to La Croix in an amount not to exceed 1,500,000 kwh per year at a rate of transmission not to exceed 300 kw for the purposes of meeting the growth in electric supply requirements of the Indian Settlement in the Province of Ontario, Canada, served by La Croix. No change in Applicant's electric transmission facilities at the United States-Canadian border will be made by reason of the proposed increase in the amount and transmission rate of the exported energy.

The subject application includes a copy of a letter received by Applicant from United Power Association (United), which serves as Applicant's supplier of electric energy, stating that United "will be in a position to provide * * * this [increased] amount of power and energy for the next five-year period" to Applicant for delivery to La Croix.

Any person desiring to be heard or to make any protest with reference to said application should on or before April 25, 1975 file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9348 Filed 4-9-75;8:45 am]

[Docket No. E-9344]

ORANGE AND ROCKLAND UTILITIES, INC.

Filing of Initial Rate Schedule

APRIL 4, 1975.

Take notice that on March 27, 1975, Orange and Rockland Utilities, Inc. (ORU) tendered for filing, as an initial rate schedule, copies of an Agreement between ORU and Consolidated Edison Company of New York, Inc. (Con Ed). ORU states that the Agreement provides for the sale by ORU of 90 MW of capacity and associated energy to Con Ed from ORU's entitlement in the Bowline Point Generating Station. According to ORU, the Agreement is to be effective from May 1, 1975, through October 25, 1975.

ORU states that the Agreement provides that Con Ed will pay $78/MW/day for the 90 MW being purchased, and that the charges for associated energy and operating and maintenance costs shall be determined on the basis of the ratio of the cost of energy actually taken to the cost of energy produced by the Bowline Point Generating Station, "as best determined by the parties each month." ORU states further that after October 25, 1975, associated energy and operating and maintenance costs shall be adjusted to reflect costs actually experienced during the term of the Agreement.

ORU states that estimated combined capacity and energy revenues for the term of the Agreement will be $6,538,410.

The subject Agreement has been executed by Con Ed, according to ORU, and a copy has been mailed to it. Copies have also been mailed to the Staff of the New York State Public Service Commission, ORU states.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9349 Filed 4-9-75;8:45 am]

[Docket No. E-9346]

ORANGE AND ROCKLAND UTILITIES, INC.

Termination of Rate Schedule

APRIL 4, 1975.

Take notice that on March 27, 1975, Orange & Rockland Utilities, Inc. (ORU) tendered for filing a "Notice of Termination" of its Rate Schedule FPC No. 29. ORU proposes that said termination be effective as of April 27, 1975.

ORU states that a copy of the Notice of Termination has been served upon Consolidated Edison Company of New York, Inc.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protect with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9350 Filed 4-9-75;8:45 am]

[Docket No. E-9345]

PUBLIC SERVICE CO. OF OKLAHOMA

Filing of Letter Agreement

April 4, 1975.

Take notice that on March 28, 1975, Public Service Company of Oklahoma (PSCO) tendered for filing a Letter Agreement dated October 20, 1971, between PSCO and Associated Electric Cooperative, Inc. (AEC); said agreement being a supplement to FPC No. 186. The Letter Agreement provides for the sale by PSCO of 100 megawatts of capacity to AEC for the 24-month period beginning June 1, 1973, and ending May 31, 1977.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9351 Filed 4-9-75;8:45 am]

[Docket No. CS75-307, *et al.*]

M. N. STAFFORD, JR., ET AL.

Applications for Small Producer Certificates[1]

APRIL 2, 1975.

Take notice that each of the Applicants listed herein has filed an application pursuant to section 7(c) of the Natural Gas Act and § 157.40 of the regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce, all as more fully set forth in the applications which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before April 25, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

Docket No.	Date filed	Applicant
CS75-307...	1-22-75	M. N. Stafford, Jr., P.O. Box 806, Jennings, La. 70546.
CS75-308...	1-27-75	Wheatland Oil Co., 2601 Northwest Expressway, Suite 800 Oklahoma City, Okla. 73112.
CS75-309...	1-27-75	Emmett E. Schieck, P.O. Box 523, Casper, Wyo. 82601.
CS75-310...	2- 3-75	Resources Exploration, Ltd., Suite 20 C, Brooks Towers, 1020 15th St. Denver, Colo. 80202.
CS75-311...	2- 3-75	John P. Castleman, Jr., Suite 2415, First National Bank Bldg., Dallas, Tex. 75202.
CS75-312...	2- 4-75	Wesley West, P.O. Box 7, Houston, Tex. 77001.
CS75-313...	2- 6-75	D. P. H. Ltd., 309 North Lee St., Odessa, Tex. 79761.
CS75-314...	2- 6-75	David H. Donaldson, 104 Knox Bldg., Enid, Okla. 73701.
CS75-315...	2- 6-75	Ruth M. Vaughan, 300 Caversham Rd., Bryn Mawr, Pa. 19010.
CS75-316...	2- 6-75	H. D. Thompson, P.O. Box 2588, Amarillo, Tex. 79105.
CS75-317...	2- 7-75	Front Range Land Investment Corp., 633-17th Street, Suite 1270, Denver, Colo. 80202.
CS75-318...	2- 7-75	C. B. Sentell, Route 5, Box 33, Shreveport, La. 71107.
CS75-319...	2- 7-75	Richard K. Punches, P.O. Drawer B, Natchez, Miss. 39120.
CS75-320...	2- 7-75	Charles F. Hayes, 1808 Capitol Towers, Jackson, Miss. 39201.
CS75-321...	2- 7-75	Raymond D. Colter, Jr., P.O. Box 1002, Natchez, Miss. 39120.
CS75-322...	2- 7-75	Lexco, Inc., 801 Mid South Towers, Shreveport, La. 71101.
CS75-323...	2-18-75	Eulogia C. Candelaria, Blanco, N. Mex. 87412.
CS75-324...	2- 7-75	Auburn Oil & Gas Co., 101 East Main St., Harrisville, W. Va. 26362.
CS75-325...	2-10-75	Morris Cannan, 1645 Milam Bldg., San Antonio, Tex. 78205.
CS75-326...	2-10-75	Gage Oil & Gas Co., 1973 633-17th St., Suite 2100, Denver, Colo. 80202.
CS75-327...	2-10-75	T. Mayfield, 6 East 5th St., Tulsa, Okla. 74103.
CS75-328...	2-10-75	Burton/Hawks, Inc., P.O. Box 359, Casper, Wyo. 82601.
CS75-330...	2-18-75	Pablo Leopoldo Candelaria, Blanco, N. Mex. 87412.
CS75-331...	2-18-75	Elisabeth G. Chisholm, P.O. Box 2766, Laurel, Miss. 39440.
CS75-332...	2-18-75	James E. McElvain, executor Carl R. McElvain estate, P.O. Box 63, Morris, Ill. 60450.
CS75-333...	2-18-75	Joan N. Calder, 1216 Hartford Bldg., Dallas, Tex. 75201.
CS75-334...	2-18-75	J. William McElvain, 310 East Jefferson St., Morris, Ill. 60450.
CS75-335...	2-19-75	E. P. Munson, Jr., 1703 Fort Worth National Bank Bldg., Fort Worth, Tex. 76102.
CS75-336...	2-18-75	George V. Frazier, et al., 3220 North Utah, Oklahoma City, Okla. 73112.
CS75-337...	2-21-75	Regal Petroleum Corp. 711 Practorian Bldg., 1607 Main St., Dallas, Tex. 75201.
CS75-338...	2-21-75	Irving Pasternak, doing business as Shar-Alan Oil Co., 4155 East Jewell Ave., Suite 400, Denver, Colo. 80222.
CS75-339...	2-24-75	Martha Sue Tepera, First National Bank Bldg., Pampa, Tex. 79065.
CS75-340...	2-19-75	Adams Petroleum, Box Y, McLean, Va. 22101.
CS75-341...	2-21-75	Tricentrol United States, Inc., 2640 1 Calgary Place, 330 5th Ave. SW., Calgary, Alberta T2P 0L4 Canada.
CS75-342...	2-14-75	Margaret Hotchkiss et al., 4808 Ivanhoe Dr., Houston, Tex. 77027.
CS75-343...	2-24-75	Pensec Explorations, Inc., Route No. 5, Box 175, Titusville, Pa. 16354.
CS75-344...	2-27-75	The Hawks Co., P.O. Box 2403, Casper, Wyo. 82601.
CS75-345...	2-28-75	Russell E. Leeser, 1390 Ridge Rd., Littleton, Colo. 80120.
CS75-346...	2-28-75	Nelson Petroleum Co., 2100 4th National Bank Bldg., Tulsa, Okla. 74119.
CS75-347...	3- 3-75	Sam H. Snoddy, 202 Mid America Bldg., Midland, Tex. 79701.
CS75-348...	3- 3-75	Flying Diamond Oil Corp., 1700 Broadway, Suite 900, Denver, Colo. 80202.
CS75-349...	3- 3-75	R. & L. Oil Co., Box 478, Alderson, W. Va. 24910.
CS75-350...	3- 3-75	Robinson Brothers Drilling Co., 1000 Gihls Tower West, Midland, Tex. 79701.
CS75-351...	3- 3-75	R. D. "Bob" Yeates, 2812 Fannin Ave., Midland, Tex. 79701.
CS75-352...	3- 5-75	M. E. Wilkinson, 1117 Union National Bldg., Wichita, Kans. 67202.
CS75-353...	3- 5-75	B. & W. Co., 806 First National Center, Oklahoma City, Okla. 73102.
CS75-354...	3- 6-75	A. D. Frese, Khakum Wood, Greenwich, Conn. 06830.
CS75-355...	3- 7-75	Jan Oil Co., P.O. Box 95226, Oklahoma City, Okla. 73109.
CS75-356...	3- 7-75	D. R. Seyoe, Route 2, Box 129, Sandyville, W. Va. 25275.
CS75-357...	3-10-75	Burtner Morgan Stephens Co., P.O. Box 428, Wooster, Ohio 44691.
CS75-358...	3-10-75	Western Oil Shale Corp., 300 West Wall, Suite 1012, Midland, Tex. 79701.
CS75-359...	3- 7-75	White & Ellis Drilling, Inc., P.O. Box 448, El Dorado, Kans. 67042.
CS75-360...	3-10-75	Donald H. Vernau, P.O. Box 388, Granville, Ohio 43023.
CS75-361...	3-10-75	Alan J. Antweil, P.O. Box 2010, Hobbs, N. Mex. 88240.
CS75-362...	3-10-75	Palmer Oil Co., Petroleum Bldg., Billings, Mont. 59101.
CS75-363...	3-10-75	The Blue Jay Corp., P.O. Box 2564, Billings, Mont. 59101.
CS75-364...	3-11-75	J. Fidel Candelaria, Blanco, N. Mex. 87412.
CS75-365...	3-13-75	George A. Angle, doing business as Frontier Oil Co., 1720 Wichita Plaza, Wichita, Kans. 67202.
CS75-366...	3-11-75	Reveo Petroleum Corp., 1804 First National Bank Bldg., Tulsa, Okla. 74103.
CS75-367...	3-11-75	M-R-M, Inc., P.O. Box 1349, Norfolk, Nebr. 68701.
CS75-368...	3-14-75	Nickie G. Candelaria, Blanco, N. Mex. 87412.
CS75-369...	3-13-75	D. M. Henderson et al., P.O. Box 599, Jasper, Tex. 75951.
CS75-370...	3-14-75	Bradoil, Inc., 9334 North River Dr., Algonac, Mich. 48001.
CS75-371...	3-17-75	J. Pat Beaird, 1123 Commercial National Bank Bldg., Shreveport, La. 71101.
CS75-372...	3-17-75	James M. Forgeson, 400 Beck Bldg., Shreveport, La. 71101.
CS75-373...	3-17-75	Cruzelia Montoya, Box 105, Blanco, N. Mex. 87412.
CS75-374...	3-17-75	R. Clark Taylor, 424 Cravens Bldg., Oklahoma City, Okla. 73102.
CS75-375...	3-18-75	Paul McHargue, 807 Oil and Gas Bldg., Midland, Tex. 79701.

[FR Doc.75-9225 Filed 4-9-75;8:45 am]

[Rate Schedule No. 291]

SUN OIL CO.

Rate Change Filing Pursuant to Commission's Opinion No. 699-H

APRIL 4, 1975.

Take notice that the producer listed in the Appendix attached hereto has filed a proposed increased rate to the applicable new gas national ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 699-H, issued December 4, 1974.

The information relevant to this sale is listed in the Appendix.

Any person desiring to be heard or to make any protest with reference to said filing should on or before April 21, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any party wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,
Secretary.

APPENDIX

Filing date	Producer	Rate schedule No.	Buyer	Area
Mar 18, 1975	Sun Oil Co., Southland Center, P.O. Box 2880, Dallas, Tex. 75221.	295	Arkansas Louisiana Gas Co.	Other Southwest.

[FR Doc.75-9357 Filed 4-9-75;8:45 am]

[Docket Nos. RP74-20, RP74-83]

UNITED GAS PIPE LINE CO.

Notice of Conference

APRIL 4, 1975.

Take notice that on Tuesday, April 22, 1975, a conference of all interested parties in the above-referenced dockets will be convened at 10 a.m., in Room No. 5200 at the offices of the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426.

The conference will be held pursuant to § 1.18 (Conferences, Offers of Settlement) of the Commission's rules of practice and procedure (18 CFR 1.8). Customers and other interested persons will be permitted to attend, but if such persons have not previously been permitted to intervene by order of the Commission, such attendance at the conference will not be deemed to authorize such intervention as a party in the proceedings.

In accordance with the provisions of § 1.18 of the rules, all parties will be expected to come fully prepared to discuss the merits of all issues concerning the lawfulness of United Gas Pipe Line Company's proposed tariff changes, any procedural matters preparatory to a full evidentiary hearing, or to make commitments with respect to such issues and any offers of settlement or stipulations discussed at the conference. Failure to attend the conference shall constitute a

waiver of all objections to stipulations and agreements reached by the parties in attendance at the conference.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9352 Filed 4-9-75;8:45 am]

[Docket No. E-9200]

UPPER PENINSULA POWER CO.

Filing of Substitute Fuel Clause

APRIL 4, 1975.

Take notice that on March 31, 1975, Upper Peninsula Power Company (Upper Peninsula) tendered for filing a revised substitute fuel clause in response to the Commission's order issued January 30, 1975 in this docket. According to Upper Peninsula, the revised substitute fuel clause reflects losses on a wholesale rather than a system basis through use of a single loss factor applicable to both increases above and decreases below the base cost in accordance with Commission Order No. 517. Upper Peninsula requests that the Commission accept the tendered revised substitute fuel clause and terminate the refund obligation with respect to the fuel clause, in accordance with paragraph (E) the aforementioned January 31, 1975 order in this docket.

Upper Peninsula states that a copy of the substitute fuel clause is being mailed to its affected customers and the Michigan Public Service Commission.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 16, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9353 Filed 4-9-75;8:45 am]

[Docket No. E-9317]

VERMONT ELECTRIC POWER CO., INC.

Order Suspending Notice of Termination and Instituting Proceedings

APRIL 4, 1975.

On March 10, 1975, Vermont Electric Power Company, Inc., (VELCO) tendered for filing a notice of termination of Vermont Yankee power service to the Village of Northfield, Vermont, (Northfield) as of April 6, 1975.[1] In its notice of termination, VELCO stated that the reason for termination was the failure of Northfield to pay its proper bills since April, 1974. VELCO also stated that it has protested to Northfield and given "ample notice" of the seriousness of Northfield's failure. Finally, VELCO stated that electric service would continue to Northfield under different rate schedules.

VELCO's notice of termination has not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or otherwise unlawful. Accordingly we will suspend the operation of VELCO's notice of termination for five months and defer the use of it until September 6, 1975. We shall also order a hearing to determine whether such notice of termination is just and reasonable.

The Commission finds: (1) It is necessary and proper in the public interest and to aid the enforcement of the Federal Power Act, particularly sections 205, 206, 307, 308, and 309 thereof, that the Commission enter upon a hearing concerning the lawfulness of VELCO's notice of termination referred to above.

(2) Good cause exists to suspend the notice of termination referred to above for five months.

(3) The disposition of this proceeding should be expedite in accordance with the procedures set forth below.

The Commission orders: (A) Pursuant to the Authority of the Federal Power Act particularly sections 205, and 206 thereof, the Commission's rules of practice and procedure, and the Regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held on June 11, 1975, at 10 a.m., in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, concerning the lawfullness of VELCO's notice of termination referred to above.

(B) VELCO's notice of termination referred to above is hereby suspended and the use thereof deferred until September 6, 1975.

(C) On or before May 1, 1975 VELCO shall serve prepared testimony and exhibits which justify its notice of termination. On or before May 21, 1975 Staff and other interested parties shall serve their testimony and exhibits in the matter. On or before June 2, 1975 VELCO shall serve any rebuttal testimony and exhibits.

(D) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for the purpose (See Delegation of authority, 18 CFR 3.5(d)) shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in the Commission's rules of practice and procedure.

(E) Nothing contained herein shall be construed as limiting the rights of parties to this proceeding regarding the convening of conferences or offers of settlement pursuant to § 1.18 of the Commission's rules of practice and procedure.

(F) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9354 Filed 4-9-75;8:45 am]

[1] Vermont Yankee power service is rendered pursuant to FPC Rate Schedule 154, Supplement No. 6 and FPC Rate Schedule No. 155, Supplement No. 6. VELCO proposes to terminate these rate schedules.

[Docket No. E-9147]

VIRGINIA ELECTRIC AND POWER CO.

Extension of Procedural Dates

APRIL 2, 1975.

On March 20, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by ordtr issued January 22, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

PHASE I

Service of Staff's Testimony, May 27, 1975.
Service of Intervenor's Testimony, June 10, 1975.
Service of Company Rebuttal, June 24, 1975.
Hearing, July 8, 1975. (10 a.m. e.d.t.).

PHASE II

Service of Intervenors Testimony, May 27, 1975.
Service of Staff's Testimony, June 17, 1975.
Service of Company Direct Evidence, July 8, 1975.
Service of Intervenor Rebuttal, July 22, 1975.
Hearing, August 5, 1975. (10 a.m. e.d.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-9355 Filed 4-9-75;8:45 am]

[Docket No. CI75-425]

VULCAN MATERIALS CO.

Emergency Service Certificate (Limited-Term); Order Granting Intervention, Setting Hearing Date and Prescribing Procedure

APRIL 4, 1975.

On January 22, 1975, Vulcan Materials Company (Vulcan) filed in Docket No. CI75-425 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to Panhandle Eastern Pipe Line Company (Panhandle) from Kingman County, Kansas, all as more fully set forth in the application in this proceeding.

Specifically, Vulcan proposes to sell to Panhandle approximately 15,000 Mcf of natural gas per month at a price of 55.0 cents per Mcf (14.65 psia). The price of this gas is subject to upward and downward Btu adjustment from a base of 1,000 Btu's per cubic foot. The proposed term of the sale is one year. The applicable national rate is 51.0 cents per Mcf at 14.73 psia, plus 1.0 cent gathering allowance.

By telegram received March 25, 1975, Vulcan has informed the Commission that deliveries commenced on March 20, 1975 under § 157.29 of the Commission's rules and regulations.

In Opinion No. 699-B (52 FPC —), which reinstated the limited-term certificate provisions of § 2.70(b)(3) of the Commission's general policy and interpretations, the Commission stated that applicants for limited-term certificates "will have the burden of demonstrating by substantial evidence that the price for which certification is sought is the lowest price at which that particular supply of gas may be obtained for the interstate market and that the supply of gas is available only for the limited period for which certification is sought." (Mimeo p. 6.)

In support of the proposed rate, Vulcan states that it considers the proposed rate to be fair due to the additional costs associated with delivering the gas at a point on Panhandle's line but no detailed economic study in support was submitted. With respect to the term, Vulcan states that the gas will be used for its own needs upon expiration of the one year contract with Panhandle.

Vulcan filed a letter on February 19, 1975 in response to a Commission letter of February 3, 1975 which requested support and justification for the price and limited term proposed in the application and then filed a further clarifying letter on March 21, 1975. Therein, Vulcan states that it must install compression equipment and a gathering line in order to deliver its gas to Panhandle's line. In light of these costs and the higher operating costs associated with a field delivery point, Vulcan feels that its 55.0 cents price is more than fair.

As justification for the proposed one-year term, Vulcan states that it is developing gas wells in Kingman County, Kansas, for its own needs, one of which is the production of anhydrous ammonia. Panhandle expressed an emergency need for the gas, and Vulcan agreed to a one year contract with the intent of using the gas for its own needs thereafter. Vulcan states that it intends to use this one-year period to test the delivery capability of this well.

The Commission stated that the purpose of Order No. 699-B is "to attract available natural gas supplies from the intrastate market to the interstate market."[1] On other occasions, however, the Commission has stated that it is not so interested in attracting intrastate gas to allow producers repeatedly and at short intervals to play the intrastate and interstate markets against one another in order to drive up the price of their gas.[2] Vulcan has not demonstrated by substantial evidence that the proposed price is or will be required by the present or future public convenience and necessity. Further there remains the question whether or not the limited term is justified.

A petition to intervene in support of the application was filed by Panhandle on February 14, 1975.

Based on the facts currently before us, we believe that a formal hearing should be held to afford the applicant an opportunity to establish through the presentation of credible evidence that (1) the proposed price is or will be required by the present or future public convenience and necessity when juxtaposed to similarly situated intrastate sales or alternatively, that the price is no more than is necessary to recover the lowest reasonable costs of the particular project and (2) the subject gas can reasonably be expected to be no longer available for sale after the prescribed limited term.

The Commission finds: (1) The intervention of Panhandle in this proceeding may be in the public interest.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the issues in this proceeding be scheduled for hearing in accordance with the procedures set forth below.

The Commission orders: (A) Panhandle is hereby permitted to intervene in this proceeding, subject to the Rules and Regulations of the Commission: *Provided, however,* That the participation of such intervener shall be limited to matters affecting asserted rights and interests as specifically set forth in said petition for leave to intervene: *And Provided, further,* That the admission of said intervener shall not be construed as recognition by the Commission that it might be aggrieved by any order or orders of the Commission entered in this proceeding.

(B) Pursuant to the Authority of the Natural Gas Act, particularly sections 7 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act, a public hearing shall be held on May 6, 1975, at 10 a.m. (e.d.t.) in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, concerning the issue of whether a certificate of public convenience and necessity should be granted as requested by Vulcan in the applications filed January 22, 1975.

(C) On or before April 22, 1975, Vulcan and any supporting party shall file with the Commission and serve upon all parties, including Commission Staff, their testimony and exhibits in support of their positions.

(D) An Administrative Law Judge to be designated by the Chief Administrative Law Judge—See Delegation of authority, 18 CFR 3.5(d)—shall preside at, and control this proceeding in accordance with the policies expressed in the Commission's rules of practice and procedure and the purposes expressed in this order.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-9356 Filed 4-9-75;8:45 am]

[1] Opinion No. 699-B, supra, mimeo p. 4.

[2] See order Denying Authorization for Extension of Emergency Sale, Denying Limited-Term Certificate of Public Convenience and Necessity, and Granting Petition to Intervene, Wayne J. Spears, in Docket No. CI75-218, issued December 20, 1974.

FEDERAL PREVAILING RATE ADVISORY COMMITTEE

COMMITTEE MEETINGS

Pursuant to the provisions of section 10 of Public Law 92-463, effective January 5, 1973, notice is hereby given that meetings of the Federal Prevailing Rate Advisory Committee will be held on:

Thursday, May 1, 1975
Thursday, May 15, 1975
Thursday, May 22, 1975
Thursday, May 29, 1975

The meetings will convene at 10 a.m. and will be held in Room 5A06A, Civil Service Commission Building, 1900 E Street, NW., Washington, D.C.

The committee's primary responsibility is to study the prevailing rate system and from time to time advise the Civil Service Commission thereon.

At these scheduled meetings, the committee will consider proposed plans for implementation of Public Law 92-392, which law establishes pay systems for Federal prevailing rate employees.

The meetings will be closed to the public on the basis of a determination under section 10(d) of the Federal Advisory Committee Act (Public Law 92-463) and 5 U.S.C., section 552(b)(2), that the closing is necessary in order to provide the members with the opportunity to advance proposals and counter-proposals in meaningful debate on issues related solely to the Federal Wage System with the view toward ultimately formulating advisory policy recommendations for the consideration of the Civil Service Commission.

However, members of the public who wish to do so, are invited to submit material in writing to the Chairman concerning matters felt to be deserving of the committee's attention. Additional information concerning these meetings may be obtained by contacting the Chairman, Federal Prevailing Rate Advisory Committee, Room 5451, 1900 E Street NW., Washington, D.C. 20415.

DAVID T. ROADLEY,
Chairman, Federal Prevailing Rate Advisory Committee.

APRIL 3, 1975.

[FR Doc.75-9291 Filed 4-9-75;8:45 am]

FEDERAL TRADE COMMISSION

CIGARETTE TESTING RESULTS

Tar and Nicotine Content

The Federal Trade Commission's laboratory has determined the "tar" (dry particulate matter) and total alkaloid (reported as nicotine) content of 136 varieties of domestic cigarettes. The laboratory utilized the Cambridge filter method with the specifications set forth in the Commission's announcement dated July 31, 1967 (32 F.R. 11178). The varieties are arranged in alphabetical order with tar values rounded to the nearest whole milligram and nicotine values rounded to the nearest tenth of a milligram.

Tar [1] and nicotine [2] content of 136 varieties of domestic cigarettes

Brand	Type	Milligram per cigarette	
		Total particulate matter dry (tar) [1]	Nicotine [2]
Alpine	King size, filter, menthol	13	0.8
Do	100 mm, filter, menthol (hard pack)	16	.9
Belair	King size, filter, menthol	15	1.0
Do	100 mm, filter, menthol	17	1.2
Benson & Hedges	Regular size, filter (hard pack)	9	.5
Do	King size, filter (hard pack)	16	1.1
Benson & Hedges 100's	100 mm, filter	17	1.1
Do	100 mm, filter, menthol	17	1.1
Bull Durham	King size, filter	28	1.8
Camel	Regular size, nonfilter	25	1.6
Camel Filters	King size, filter	19	1.3
Carlton 70's [3]	Regular size, filter	2	.2
Carlton	King size, filter	4	.3
Do	King size, filter, menthol	4	.3
Chesterfield	Regular size, nonfilter	24	1.4
Do	King size, nonfilter	29	1.7
Do	King size, filter	18	1.2
Do	King size, filter, menthol	19	1.2
Do	101 mm, filter-g	20	1.3
Domino	King size, nonfilter	26	1.3
Do	King size, filter	23	1.2
Doral	do	15	1.0
Do	King size, filter, menthol	13	.9
DuMaurier	King size, filter (hard pack)	15	1.0
English Ovals	Regular size, nonfilter (hard pack)	22	1.5
Do	King size, nonfilter (hard pack)	29	2.2
Eve	100 mm, filter	19	2.3
Eve	100 mm, filter, menthol	19	1.2
Fatima	King size, nonfilter	28	1.6
Galaxy	King size, filter	15	1.0
Half & Half	do	25	1.8
Herbert Tareyton	King size, nonfilter	29	1.8
Home Run	Regular size, nonfilter	21	1.6
Iceberg 100's	100 mm, filter, menthol	9	.6
Kent	King size, filter (hard pack)	15	.9
Do	King size, filter	16	1.0
Do	100 mm, filter	19	1.2
Do	100 mm, filter, menthol	18	1.2
King Sano	King size, filter	8	.3
Do	King size, filter, menthol	7	.3
Kool	Regular size, nonfilter, menthol	19	1.2
Do	King size, filter, menthol (hard pack)	16	1.2
Do	King size, filter, menthol	16	1.2
Kool Milds	do	13	.8
Kool	100 mm, filter, menthol	17	1.2
L & M	King size, filter (hard pack)	18	1.2
L & M	King size, filter	18	1.2
L & M	100 mm, filter	20	1.4
L & M	100 mm, filter, menthol	19	1.3
Lark	King size, filter	18	1.2
Do	100 mm, filter	19	1.3
Lucky Strike	Regular size, nonfilter	27	1.6
Lucky Ten	King size, filter	9	.6
Lucky 100's	100 mm, filter	10	.7
Mapleton	Regular size, nonfilter	30	1.2
Do	King size, filter	24	1.2
Marlboro	King size, filter (hard pack)	17	1.1
Do	King size, filter, menthol (hard pack)	13	.8
Do	King size, filter	17	1.1
Do	King size, filter, menthol	14	.8
Do	100 mm, filter (hard pack)	17	1.1
Do	100 mm, filter	18	1.1
Marlboro Lights	King size, filter	12	.8
Marvels	King size, nonfilter	25	.9
Do	King size, filter	6	.2
Do	King size, filter, menthol	4	.2
Miyako	King size, filter	15	.9
Montclair	King size, filter, menthol	19	1.4
More	120 mm, filter	17	1.4
Do	120 mm, filter, menthol	18	1.5
Multifilter	King size, filter	12	.8
Do	King size, filter, menthol	10	.7
Newport	King size, filter, menthol (hard pack)	17	1.2
Do	King size, filter, menthol	17	1.2
Do	100 mm, filter, menthol	21	1.5
Oasis	King size, filter, menthol	18	1.3
Old Gold Straights	Regular size, nonfilter	20	1.2
Do	King size, nonfilter	24	1.5
Old Gold Filters	King size, filter (hard pack)	17	1.2
Do	King size, filter	18	1.1
Old Gold 100's	100 mm, filter	23	1.4
Pall Mall	King size, nonfilter	27	1.7
Pall Mall Extra Mild	King size, filter (hard pack)	9	.6
Do	King size, filter	10	.7
Pall Mall	100 mm, filter	20	1.4
Do	100 mm, filter, menthol	17	1.3
Parliament	King size, filter (hard pack)	14	.8
Do	King size, filter	15	.8

Tar [1] and nicotine [2] content of 136 varieties of domestic cigarettes

Brand	Type	Milligram per cigarette	
		Total particulate matter dry (tar) [1]	Nicotine [2]
Parliament 100's	100 mm, filter	17	1.0
Philip Morris	Regular size, nonfilter	20	1.1
Philip Morris Commander	King size, nonfilter	25	1.5
Philip Morris International	100 mm, filter (hard pack)	17	1.1
Do	100 mm, filter, menthol (hard pack)	17	1.0
Picayune	Regular size, nonfilter	20	1.5
Piedmont	do	25	1.5
Players	Regular size, nonfilter (hard pack)	31	2.1
Raleigh	King size, nonfilter	24	1.4
Do	King size, filter	16	1.0
Do	100 mm, filter	17	1.2
Raleigh Extra Mild	King size, filter	14	.9
St. Moritz	100 mm, filter	17	1.1
Do	100 mm, filter, menthol	18	1.2
Safari	100 mm, filter	19	1.4
Salem	King size, filter, menthol (hard pack)	19	1.3
Do	King size, filter, menthol	19	1.3
Do	100 mm, filter, menthol	19	1.3
Salem Extra	King size, filter, menthol	18	1.3
Sano	Regular size, nonfilter	22	.8
Silva Thins	100 mm, filter	17	1.2
Do	100 mm, filter, menthol	16	1.1
Spring 100's	do	21	1.2
Super M	do	17	1.2
Tareyton	King size, filter	20	1.3
Do	100 mm, filter	19	1.3
Tempo	King size, filter	11	.8
Trumps	do	18	1.1
Do	King size, filter, menthol	16	.9
True	King size, filter	11	.6
Do	King size, filter, menthol	12	.7
Do	100 mm, filter	13	.7
Do	100 mm, filter, menthol	13	.8
Twist	100 mm, filter, lemon/menthol	17	1.2
Vantage	King size, filter	12	.8
Do	King size, filter, menthol	11	.8
Viceroy	King size, filter	16	1.0
Do	100 mm, filter	17	1.1
Viceroy Extra Mild	King size, filter	14	.9
Virginia Slims	100 mm, filter	17	1.0
Do	100 mm, filter, menthol	17	1.1
Winchester	King size, filter	19	1.3
Do	King size, filter, menthol	17	1.2
Winston	King size, filter (hard pack)	19	1.3
Do	King size, filter	20	1.4
Do	100 mm, filter	19	1.3
Do	100 mm, filter, menthol	19	1.4
Winston Lights	King size, filter	14	1.0

[1] TPM (tar)—milligrams total particulate matter less nicotine and water.
[2] Milligrams total alkaloids reported as nicotine.
[3] Limited availability based on reduced sampling from Washington, D.C. only.

By direction of the Commission dated March 25, 1975.

VIRGINIA M. HARDING,
Acting Secretary.

[FR Doc.75-9075 Filed 4-9-75;8:45 am]

GENERAL ACCOUNTING OFFICE

REGULATORY REPORTS REVIEW

Receipt of Report Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO, on April 1, 1975. See 44 U.S.C. 3512 (c) & (d). The purpose of publishing this notice in the FEDERAL REGISTER is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed FTC form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments (in triplicate) must be received on or before April 24, 1975, and should be addressed to Mr. Monte Canfield, Jr., Director, Office of Special Programs, United States General Accounting Office, 425 I Street, NW, Washington, D.C. 20548.

Further information may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

FEDERAL TRADE COMMISSION

Request for review and clearance of a new single-time special report questionnaire, "Used Car Study". The questionnaire is a single-time collection of information concerning sales and warranty practices from a sample of approximately five hundred sellers of used motor vehicles. The sample will be drawn from franchised and independent automobile dealers. Response will be mandatory pursuant to 15 U.S.C. sections 46(b) and 50. The information obtained may be utilized in subsequent rulemaking proceedings mandated by sections 109(b) and 112(c) of Pub. L. 93-637. The average respondent burden is estimated at forty hours.

NORMAN F. HEYL,
Regulatory Reports Review Officer.

[FR Doc.75-9420 Filed 4-9-75;8:45 am]

GENERAL SERVICES ADMINISTRATION

COMMISSION ON GOVERNMENT PROCUREMENT

Executive Branch Position on Recommendations A-41 and A-42

Notice is given that the executive branch has rejected Commission on Government Procurement Recommendations A-41 and A-42. These recommendations concerned the organizational placement within the Department of Defense of its Defense Contract Administration Services and its Defense Contract Audit Agency.

Dated at Washington, D.C. on April 4, 1975.

R. E. ZECHMAN,
Associate Administrator for Federal Management Policy.

[FR Doc.75-9393 Filed 4-9-75;8:45 am]

[Federal Property Management Regulations Temporary Reg. F-334]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in an intrastate rate proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the Pennsylvania Public Utility Commission in a proceeding concerning revised tariffs filed by the Potomac Edison Company resulting in general increases in its electric rates.

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

ARTHUR F. SAMPSON,
Administrator of General Services.

MARCH 28, 1975.

[FR Doc.75-9391 Filed 4-9-75;8:45 am]

[Federal Property Management Regulations, Temporary Regulation F-335]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in an electric and gas rate increase proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the Kentucky Public Service Commission (Case No. 6220) in a rate increase proceeding involving electric and gas service supplied by the Louisville Gas and Electric Company.

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and, further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

ARTHUR F. SAMPSON,
Administrator of General Services.

MARCH 19, 1975.

[FR Doc.75-9392 Filed 4-9-75;8:45 am]

NUCLEAR REGULATORY COMMISSION

[Docket No. 50-244]

ROCHESTER GAS AND ELECTRIC CORP.

Proposed Issuance of Amendment to Provisional Operating License

The Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Provisional Operating License No. DPR-18 issued to Rochester Gas and Electric Corporation (the licensee), for operation of the R. E. Ginna Nuclear Power Plant located in Wayne County, New York.

The license amendment proposed by the licensee's application dated March 27, 1975, would revise the provisions in the Technical Specifications relating to the safety limits, limiting safety system settings for overpower and overtemperature, limits for control rod insertion, and minimum shutdown margin requirements. These changes are associated with application of the approved, updated analytical models for fuel densification and clad flattening (WCAP-8219 and WCAP-8377), a reevaluation of the main steam line break accident, and a proposed increase in operating pressure of the primary coolant back to the original value of 2250 psia.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations.

By May 12, 1975, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendment to the subject provisional operating license. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of § 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER notice and § 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, DC. 20555, and to Arvin E. Upton, Esquire, LeBoeuf, Lamb, Leiby & MacRae, 1757 N Street, NW., Washington, DC. 20036 the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see the application for amendment dated March 27, 1975, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C., and at the Lyons Public Library, 67 Canal Street, Lyons, New York 14489 and at the Rochester Public Library, 115 South Avenue, Rochester, New York 14627. The license amendment and the Safety Evaluation, when issued, may be inspected at the above locations, and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, April 4, 1975.

For the Nuclear Regulatory Commission.

THOMAS V. WAMBACH,
Acting Chief, Operating Reactors Branch 1, Division of Reactor Licensing.

[FR Doc.75-9429 Filed 4-9-75;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

[Rel. No.; 812-3749]

AETNA VARIABLE ANNUITY LIFE INSURANCE CO. AND VARIABLE ANNUITY ACCOUNT B OF AETNA VARIABLE ANNUITY LIFE INSURANCE CO.

Application for Approval of Offers of Exchange and Order of Exemption

APRIL 3, 1975.

Notice is hereby given that AEtna Variable Annuity Life Insurance Company ("AEtna Variable"), an Arkansas stock life insurance company registered under the Act as an open-end, diversified, management investment company, and Variable Annuity Account B of AEtna Variable ("Account B"), 151 Farmington Avenue, Hartford, Connecticut 06115 a new separate account recently registered under the Investment Company Act of 1940 (the "Act") as a unit investment trust (hereinafter collectively referred to as "Applicants"), filed an application on January 13, 1975 and an amendment thereto on March 20, 1975, pursuant to section 11 of the Act, for an order approving certain offers of exchange and pursuant to section 6(c) of the Act for an order of exemption from sections 22(d), 26(a), 27(a)(3), and 27(c)(2) of the Act and Rule 27a-2 thereunder to the extent noted below. All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

AEtna Variable, a wholly-owned subsidiary of AEtna Life and Casualty Company ("AEtna") engaged in the business of offering and selling variable annuity contracts, is presently registered under the Act in order to conduct variable annuity operations and is also registered as a broker-dealer under the Securities Exchange Act of 1934. As of December 31, 1974, AEtna Variable had total assets in excess of $421 million and unappropriated surplus in excess of $128 million.

AEtna Variable has undertaken a realignment program which is designed to lead to its variable annuity and variable life insurance operations being subject to the same pattern of regulation under the Act that is applicable to other life insurance companies engaged in such operations. The realignment program will

be implemented by transferring all assets funding variable annuity contracts currently offered by AEtna Variable to AEtna Variable Fund, Inc. (the "Fund") in exchange for Fund shares, and transferring such shares and the corresponding contract liabilities to Account B and Variable Annuity Account C of AEtna Variable ("Account C"), another separate account of AEtna Variable which also recently registered as a unit investment trust. AEtna Variable has applied for an order pursuant to section 8(f) of the Act declaring that, upon implementation of the realignment program, it will cease to be an investment company.

Account B is a separate account of AEtna Variable that was established for the purpose of holding reserves attributable to variable annuity contracts not entitled to special tax treatment under the Internal Revenue Code of 1954 ("Code"). As previously stated, all amounts allocated to Account B will initially be invested in shares of the Fund, a diversified open-end investment company registered under the Act. It is contemplated, however, that, subject to necessary regulatory approvals, shares of AEtna Variable Encore Fund, Inc. ("Encore Fund"), a registered, open-end, diversified, management investment company, will also be made available as an investment medium for contracts participating in Account B if so elected by owners of or participants under such contracts.

AEtna Variable will act as investment adviser to both the Fund and Encore Fund for a fee equivalent to approximately 0.25 percent on an annual basis. AEtna Variable will also act as principal underwriter for Account B and Account C.

After implementation of the proposed realignment program, Applicants will issue two individual type variable annuity contracts—designated "Individual" and "Deferred Compensation" contracts—and three group type variable annuity contracts—designated "Group Unit Purchase," "Group Deposit Administration," and "Group Terminal Funding" contracts—that will participate in Account B. All such contracts will provide that either all or specified portions of purchase payments may be applied to AEtna Variable's general account for accumulation on a fixed basis.

Certain other contracts issued by AEtna Variable prior to the implementation of its realignment program will also participate in Account B. In general, after implementation of the realignment program, such contracts will no longer be issued, but purchase payments under outstanding contracts may continue to be made and, if made, will be allocated to Account B. One of these contracts, an individual type contract designated the "Pension Trust" contract, may continue to be issued after implementation of the realignment program in any jurisdiction which has not approved the Deferred Compensation contract for sale.

Section 11. Applicants propose to permit owners of those Pension Trust contracts which will participate in Account B, i.e., those Pension Trust contracts which are not qualified for special tax treatment under the Code, to exchange their contracts for Deferred Compensation contracts and to have the values accumulated under such Pension Trust contracts, as of August 1, 1975, transferred to Deferred Compensation contracts without deduction. Any person who purchases such a Pension Trust contract on or after December 3, 1974, the date Account B's registration statement under the Securities Act of 1933 was filed, and who elects to exchange such a contract for a Deferred Compensation contract, will also receive from AEtna Variable additional accumulation units equal to the sum of the differences between deductions made from purchase payments under the Pension Trust contract and deductions which would have been made from purchase payments under a Deferred Compensation contract, together with simple interest at the rate of 6 percent per annum. The exchange of contracts will be effected at the end of business on August 1, 1975 and will be permitted only with respect to those Pension Trust contracts which at the time of the exchange are still in the accumulation stage, i.e., with respect to which annuity payments are not being made.

Section 11(a) of the Act provides that it shall be unlawful for any registered open-end company or principal underwriter for such a company to make or cause to be made an offer to the holder of a security of such company or of any other open-end investment company to exchange his security for a security in the same or another such company on any basis other than the relative net asset values of the respective securities to be exchanged, unless the terms of the offer have first been submitted to and approved by the Commission. Section 11(c) of the Act provides that, irrespective of the basis of exchange, the provisions of section 11(a) of the Act shall be applicable to any type of offer of exchange of the securities of registered unit investment trusts for the securities of any other investment company.

Applicants request an order, pursuant to section 11(a) of the Act, to permit an offer to be made to the owners of Pension Trust contracts to exchange such contracts for Deferred Compensation contracts.

Applicants state that the requested order permitting an offer of exchange to be made will make available to owners of Pension Trust contracts any advantages which may result from owning the new Deferred Compensation contract. Applicants state that the additional credit to persons who purchase Pension Trust contracts on or after December 3, 1974, is designed to prevent any disruption in the sale of Pension Trust contracts which might otherwise result when prospective purchasers are notified of the forthcoming issuance of the Deferred Compensation contracts which will have a percentage deduction from purchase payments (9 percent) significantly lower than the initial percentage deduction under Pension Trust contracts (17 percent).

Applicants assert that since no charges will be assessed in connection with the exchange, the principal abuse at which Section 11(a) is directed (the imposition of additional sales charges) will not be present. Applicants represent that no attempt will be made by them to induce an exchange, and that no compensation will be paid to any agents in connection with an exchange. Applicants further assert that an exchange made by persons who purchase Pension Trust contracts on or after December 3, 1974, will be on a basis other than net asset value only by reason of the additional credits the exchanging contract owners will receive, and that such credits will be a benefit to them. As the credit will be paid by AEtna Variable from AEtna Variable's general account, no owners of contracts participating in any of its separate accounts will be prejudiced.

Applicants state that the terms of the Deferred Compensation contract differ significantly from those of the Pension Trust contract and, that an exchange would not necessarily be in the best interest of all Pension Trust contract owners. The determination whether to accept the exchange will be made by each contract owner. Whether an exchange will be advantageous will depend on a number of factors, including the level of any premium tax to be paid under the Deferred Compensation contract, the number of years before the contract owner's retirement, the number of years before the percentage deduction under the Pension Trust contract would decrease to 6 percent, whether the contract owner would elect a minimum death benefit guarantee under the new contract, the amount and frequency of payments to be made under the old and new contracts, the significance to be assigned to the absence of an income tax guarantee under the new contract and the absence also of a corresponding charge for such a guarantee, the amount accumulated under the present contract and expected to be accumulated in the future, the prospect for a surrender of the contract in whole or in part, and anticipated changes in the amount of frequency of payments or in other circumstances affecting the foregoing.

AEtna Variable will seek to assist Pension Trust contract owners in determining whether to make an exchange by pointing out the applicable factors. Persons to whom the exchange offer is made will receive a prospectus describing the Deferred Compensation contracts, a prospectus describing the Pension Trust contracts, plus such additional information as may be necessary to assist contract owners in determining whether to make an exchange.

Applicants submit that in view of the proposed disclosure to contract owners to whom the exchange offer will be made, the absence of any effort to induce an exchange, and the absence of charges in connection with such an exchange, the

proposed offer of exchange is fair and should be approved by the Commission.

Applicants request a further order, pursuant to section 11(a) of the Act, to permit transfers of participant accounts under group contracts to individual contracts. The Group Deposit Administration and Group Unit Purchase contracts to be issued by Applicants will provide that if an employer's plan permits, or the contract owner so requests, a participant may have amounts accumulated on his behalf under a group contract transferred to an individual contract without charge. The individual contract will be the contract for which the participant qualifies at the time of transfer and such contract (usually, the Deferred Compensation contract), will be deemed to have been outstanding for the lesser of the number of years the participant has been in the plan or the group contract has been in force. Other group contracts, including those no longer offered and those which may be offered in the future, may contain similar transfer provisions. Applicants state that the transfer privilege is designed to permit an employee to have payments accumulated for his retirement under a single contract despite a change in employment and submit that such a transfer privilege is fair and should be approved by the Commission.

Section 22(d). Section 22(d) of the Act provides, in pertinent part, that no registered investment company or principal underwriter thereof shall sell any redeemable security to the public except at a current public offering price described in the prospectus.

Applicants request an exemption from section 22(d) to permit those owners of Pension Trust contracts which participate in Account B to exchange their contracts for Deferred Compensation contracts, and to permit participants under group contracts to transfer amounts accumulated on their behalf to individual contracts, without any deduction for sales and administrative expenses.

Applicants also request an exemption from section 22(d) of the Act to permit the percentage deduction from purchase payments made after deducting a flat dollar deduction for sales and administrative expenses to be reduced from 8.5 percent to 6 percent in the case of immediate contracts and from 10.5 percent to 8 percent in the case of deferred contracts when such contracts are purchased with amounts paid or payable, by reason of death or otherwise, under life insurance or annuity contracts issued by AEtna Variable, by AEtna, or by any company organized and operated as a life insurance company under applicable state law and controlled by AEtna. Applicants assert that the requested exemption will not disrupt the orderly distribution of such contracts. Applicants state that the premiums on the life insurance and annuity contracts constituting the source of the insurance proceeds will already have been subjected to sales charges. Applicants assert that the purchase of Individual contracts with insurance proceeds will involve reduced sales activities and that reducing the percentage deductions in the manner proposed will avoid an unnecessary accumulation of charges.

A further exemption from section 22(d) is requested by Applicants to permit deductions from purchase payments for sales and administrative expenses to be based upon the aggregate amount of payments made under the contracts regardless of whether such payments, or a part thereof, are credited to Account B or to the general account of AEtna Variable. Applicants assert that, where a contract provides for a reduction, based upon the aggregate purchase payments made, in the deductions from purchase payments for sales and administrative expenses, the inclusion, in determining the aggregate purchase payments made, of amounts credited to AEtna Variable's general account is necessary to avoid discriminating against those persons who allocate a portion of their purchase payments to AEtna Variable's general account.

Applicants also request an exemption from section 22(d) to permit the transfers, without additional deductions, of amounts accumulated in AEtna Variable's general account on a fixed basis to Account B at the annuity commencement date or an earlier date. Applicants represent that since the same deductions for sales and administrative expenses are made from each purchase payment without regard to whether the net proceeds are applied to the separate account, the general account, or a combination thereof, imposition of an additional deduction when amounts accumulated on a fixed basis are transferred to Account B would be inequitable and discriminatory.

Applicants request a further exemption from section 22(d) to permit the experience rating of sales and administrative expense deductions, including the crediting of additional units, without further deductions for sales charges. AEtna Variable's outstanding group contracts provide, and group contracts issued in the future may provide, that if the deductions for sales and administrative expense exceed actual sales and administrative costs, AEtna Variable in its discretion may allocate all, a portion, or none of such excess as an experience rating credit. Applicants represent that such credit will be made on a nondiscriminatory basis in the form of additional accumulation or annuity units and that such credit will not result in any dilution of the interests of other owners of or participants under variable annuity contracts as payment of the credit will be made from AEtna Variable's general account.

An exemption from section 22(d) is also requested by Applicants to permit a person entitled to any proceeds payable upon the death of another under a variable annuity contract participating in Account B, to elect, if such an option is provided by the contract or the group contract plan, to purchase a variable annuity contract with such death proceeds, including proceeds attributable to any fixed accumulation, without any deduction for sales and administrative expenses. Applicants anticipate no significant selling expenses that would justify a deduction when a beneficiary elects a variable annuity payment option.

AEtna Variable intends to issue Deferred Compensation contracts in place of Pension Trust contracts in all jurisdictions subsequent to implementation of the Realignment Program. However, delays in obtaining approval of the Deferred Compensation contracts in some jurisdictions may make it necessary for AEtna Variable to continue to offer Pension Trust contracts in those jurisdictions until such approval is obtained. Consequently, Pension Trust contracts may continue to be sold in certain jurisdictions, subsequent to implementation of the Realignment Program. Purchase payments under such contracts, and under other contracts outstanding as of implementation, would continue to be received. Where the contracts are not entitled to special tax treatment under the Code, such payments would be allocated to Account B. Sales charges under such contracts differ from the sales charges under the contracts which will be offered subsequent to implementation. Applicants, therefore, request a further exemption from section 22(d) to permit Pension Trust contracts to continue to be sold in jurisdictions that have not approved the Deferred Compensation contracts, until such approval is obtained, and to permit the continued receipt of purchase payments on contracts that were outstanding upon implementation of the Realignment Program.

Section 27(a)(3) and Rule 27a–2. Section 27(a)(3) of the Act provides that no registered investment company issuing periodic payment plan certificates, and no depositor of or underwriter for such company, may sell any such certificate if the amount of sales load deducted from any one of the first twelve monthly payments exceeds proportionately the amount deducted from any other such payment, or if the amount deducted from any subsequent payment exceeds proportionately the amount deducted from any other subsequent payment. Rule 27a–2 provides an exemption from section 27(a)(3) for registered separate accounts, and depositors of or underwriters for such accounts, provided that the proportionate amount of sales load deducted from any payment under a variable annuity contract participating therein does not exceed the proportionate amount deducted from any prior payment thereunder.

The Deferred Compensation, Group Deposit Administration, and Group Terminal Funding contracts to be issued by Applicants will provide for percentage deductions from purchase payments for sales and administrative expenses to be assessed on the balance of the payment remaining after a flat dollar deduction and, with respect to Deferred Compensation contracts, after any deduction for applicable premium taxes. In the case of Group Terminal Funding

contracts, where there is advance funding of annuities by installment payments, the flat dollar deduction is assessed only against the first installment payment, and in the case of Group Deposit Administration contracts, the annual flat dollar deduction is assessed only against the first payment made during the year. In addition, under Deferred Compensation contracts, an optional minimum death benefit guarantee may be elected for a charge of 1% of the total purchase payment, and other optional insurance benefits may be made available at some future time under Deferred Compensation or other contracts for charges deducted from purchase payments. Where additional deductions are made for optional insurance benefits, the percentage deduction from purchase payments for sales and administrative expenses is assessed against the net payment remaining after all other deductions. Accordingly, the total deductions from purchase payments for sales and administrative expenses (including any flat dollar deduction and the specified percentage deduction) under each of the above contracts may vary as a percent of the total purchase payment. Depending on the contract involved, such factors may cause the total deductions from any purchase payment for sales and administrative expenses to exceed proportionately such deductions made from a prior payment.

Applicants state that the variation in the deductions for sales and administrative expenses as a percent of total purchase payments results from assessing the percentage deduction for sales and administrative expenses against the payment net of certain other deductions and, in the case of certain contracts, from assessing a flat dollar deduction for sales and administrative expenses. The flat dollar deduction for sales and administrative expenses under certain contracts reflects more accurately the incidence of certain sales and administrative expenses which are incurred regardless of the size of the purchase payment. Applicants state that the purpose of assessing the percentage deduction for sales and administrative expenses against the net payment remaining after certain other deductions is to avoid assessing a charge against the flat dollar charge and amounts deducted for other purposes, and that assessing such percentage deduction against the net payment provides for lower total deductions than would otherwise result. Accordingly, Applicants request an exemption from the provisions of section 27(a)(3) and Rule 27a-2 to permit, under the circumstances described above, the proportionate amount of deductions for sales and administrative expenses from any purchase payment to exceed proportionately such deductions made from prior payments.

Sections 26(a) and 27(c)(2). Sections 26(a) and 27(c)(2), as here pertinent, provide in substance that a registered unit investment trust and any depositor of and underwriter for such trust are prohibited from selling periodic payment plan certificates unless the proceeds of all payments, other than amounts deducted for sales loads, are deposited with a qualified bank as trustee or custodian and held under an indenture or agreement containing specified provisions. Applicants state that AEtna Variable and Account B are subject to extensive supervision and control by the Arkansas insurance regulatory authorities and that such control and supervision protects variable annuity contract owners and provides the assurance of performance by AEtna Variable on its obligations to such owners. Applicants further state that under Arkansas insurance law, the assets of Account B attributable to variable annuity contracts shall not be chargeable with liabilities arising out of any other business AEtna Variable may conduct, and that all obligations under the variable annuity contracts participating in Account B are general obligations of AEtna Variable, which AEtna Variable may not abrogate.

It is further contemplated that the Fund shares and Encore Fund shares issued to Account B will be held pursuant to an open account system and will not be represented by any transferable stock certificates which might require a trusteeship or custodianship for safekeeping purposes. Applicants represent that, under the foregoing circumstances the dangers of abandonment of Account B's assets or default with respect to the obligations to security holders appear remote, and accordingly request an exemption from sections 26(a) and 27(c)(2) to permit Applicants to sell variable annuity contracts without depositing with a qualified bank the net proceeds of payments thereunder.

Applicants consent to the exemptions requested herein from sections 26(a) and 27(c)(2) being made subject to the following conditions: (1) that the charges to variable annuity contract owners for administrative services shall not exceed such reasonable amounts as the Commission shall prescribe, jurisdiction being reserved for such purpose; and (2) that the payments of sums and charges out of the assets of Account B shall not be deemed to be exempted from regulation by the Commission by reason of the requested order, provided that Applicants' consent to this condition shall not be deemed to be a concession to the Commission of authority to regulate the payments of sums and charges out of such assets other than charges for administrative services, and Applicants reserve the right in any proceeding before the Commission or in any suit or action in any court to assert that the Commission has no authority to regulate the payments of such other sums or charges.

Section 6(c) of the Act provides, in part, that the Commission may, by order upon application, conditionally or unconditionally exempt any person, security, or transaction, or any class or classes of persons, securities, or transactions, from any provision or provisions of the Act or of any rule or regulation under the Act, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than April 23, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponement thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75-9380 Filed 4-9-75;8:45 am]

[Rel. No. 8739; 811-1223]

AETNA VARIABLE ANNUITY LIFE INSURANCE CO.

Filing of Application for Order Declaring That Company Has Ceased To Be an Investment Co.

APRIL 2, 1975.

Notice is hereby given that AEtna Variable Annuity Life Insurance Company ("AEtna Variable"), 151 Farmington Avenue, Hartford, Connecticut 06615, registered under the Investment Company Act of 1940 (the "Act") as an open-end diversified management investment company, has filed an application pursuant to section 8(f) of the Act for an order of the Commission declaring that AEtna Variable has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

AEtna Variable, which was formerly named Participating Annuity Life Insurance Company, is a stock life insurance company which was organized under the

laws of Arkansas in 1954. It was registered under the Act on July 1, 1963.

The application states that AEtna Variable's principal activity is the sale of variable annuity contracts and that it is registered under the Act in order to conduct these variable annuity operations. AEtna Variable has proposed a realignment program of its present operations and mode of registration under the Act which principally entails the substitution of separate accounts of AEtna Variable as the entities registered under the Act, instead of AEtna Variable, the insurance company, itself. The proposed operation will conform with that of other life insurance companies engaged in variable annuity operations.

The realignment program has been approved by the board of directors of AEtna Variable, and on August 16, 1974, the realignment program was approved by the voting security holders of AEtna Variable.

AEtna Variable represents that upon implementation of the program, its separate accounts will be registered under the Act as investment companies unless exempted from such registration. AEtna Variable contends that upon implementation of the program there will be no further need for it to be registered under the Act, and that it will then be entitled to rely on the exclusion from the definition of investment company provided by section 3(c)(3) for insurance companies.

AEtna Variable also states that in order to complete the application, it will file prior to the issuance of any order of deregistration herein, a statement indicating that the realignment program has been completed.

Section 8(f) of the Act provides, in pertinent part, that when the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the taking effect of such order the registration of such company shall cease to be in effect.

Notice is further given, that any interested person may, not later than April 24, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule O-5 of the rules and regulations promulgated under the Act, an order disposing of the application will be issued as of course following April 24, 1975, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75-9381 Filed 4-9-75;8:45 am]

[File No. 500-1]

BBI, INC.

Suspension of Trading

APRIL 3, 1975.

The common stock of BBI, Inc., being traded on the American Stock Exchange and the Philadelphia-Baltimore-Washington Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of BBI, Inc. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from April 4, 1975 through April 13, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75-9382 Filed 4-9-75;8:45 am]

[Rel. No. 18907; 70-5367]

JERSEY CENTRAL POWER & LIGHT CO.

First Mortgage Indenture and Solicitation of Bondholders' Proxies; Supplemental Notice of Proposed Amendments

APRIL 3, 1975.

Notice is hereby given that Jersey Central Power & Light Company ("Jersey Central"), Madison Avenue at Punch Bowl Road, Morristown, New Jersey 07960 an electric utility subsidiary company of General Public Utilities Corporation, a registered holding company, has filed an amendment to the declaration previously filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 7 and 12(e) of the Act and Rules 62 and 65 promulgated thereunder as applicable to the proposals. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposals.

Notice was given on July 16, 1973 (Holding Company Act Release No. 18034), that Jersey Central proposed to amend its Indenture dated as of March 1, 1946, as heretofore supplemented and amended by twenty-one supplemental indentures ("Indenture") to effect two changes. Jersey Central proposed to eliminate the covenant which provides that Jersey Central will duly observe and conform to all valid requirements of any governmental authority relative to any mortgaged property. It was stated that such covenant should be eliminated since, under a developing pattern of legislation and administrative action, there will be periods when Jersey Central will be unable to comply with governmental requirements with respect to its mortgaged property, although it may not be expected by the governmental agency to be in compliance. However, this covenant in the Indenture could be construed as resulting in a default under the Indenture. Jersey Central stated that the elimination of this covenant will not relieve it of its obligation to comply with governmental requirements, but it will permit appropriate governmental enforcement measures consistent with their intent.

In addition, Jersey Central also proposed to include as bondable property additions, property for which Jersey Central does not have all necessary permission from governmental authorities to operate, but which otherwise would constitute bondable property additions. Jersey Central stated that although, under the Indenture, it was specifically contemplated that property additions can constitute bondable property, it is believed that it is not clear whether the Indenture permits the inclusion of, in computing the bondable value of property additions, the value of Jersey Central's plant and equipment as to which all currently obtainable permission has been received, but as to which further governmental permission must be obtained in the future. Jersey Central stated that this ambiguity jeopardizes its ability to finance additions to its facilities in the most economic and orderly manner.

Jersey Central now amends its declaration to state that the Indenture has been amended and supplemented by twenty-six Supplemental Indentures. The affirmative vote of the holders of 75 percent in principal amount of the first mortgage bonds outstanding is required for approval of the proposed amendments to the Indenture. Jersey Central intends to enter into the twenty-sixth supplemental indenture as soon as practicable after the meeting of the bondholders, scheduled for June 12, 1975, but in any event no later than December 31, 1975. It is proposed that proxies be solicited from bondholders through the use of proposed proxy solicitation material.

The New Jersey Board of Public Utility Commissioners has jurisdiction over the proposed amendments of the Indenture. It is further stated that no other state commission and no federal

commission, other than this Commission, has jurisdiction over the proposals. The fees and expenses to be incurred in connection with the proposals are estimated at $78,000, including legal fees of $11,000.

Notice is further given that any interested person may, not later than April 29, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said amendment to the declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as amended or as it may be further amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20 (a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75-9383 Filed 4-9-75;8:45 am]

CHICAGO BOARD OPTIONS EXCHANGE, INC.

Proposed Amendment to Option Plan

Notice is hereby given that the Chicago Board Options Exchange, Inc. ("CBOE") has filed proposed corrections to amendments to its Option Plan that were previously filed pursuant to Rule 9b-1 under the Securities Exchange Act of 1934 (17 CFR 240.9b-1). The original amendments were noticed on February 10, 1975 at 40 FR 6244.

These corrections make minor changes in three price categories of the schedule of commission rates for Board Brokers established by CBOE Rule 14.5. The substance of the schedule as initially proposed would not be changed.

The proposed corrections will become effective thirty days after the date of this notice or upon such earlier date as the Commission may allow unless the Commission shall disapprove the changes in whole or in part as being inconsistent with the public interest or the protection of investors.

All interested persons are invited to submit their views and comments on the proposed corrections to CBOE's plan either before or after they have become effective. Written statements of views and comments should be addressed to the Secretary, Securities and Exchange Commission, 500 North Capitol Street, NW., Washington, D.C. 20549. Reference should be made to file number 10-54. The proposed corrections are, and all such comments will be, available for public inspection at the Public Reference Room of the Securities and Exchange Commission at 1100 L Street, NW., Washington, D.C.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

APRIL 2, 1975.

[FR Doc.75-9385 Filed 4-9-75;8:45 am]

CHICAGO BOARD OPTIONS EXCHANGE, INC.

Delaying Effectiveness of Proposed Amendment to Option Plan

Notice is hereby given that the Chicago Board Options Exchange, Inc. ("CBOE") has filed an amendment to a proposed change in its option plan filed pursuant to Rule 9b-1 (17 CFR 240.9b-1) delaying its effectiveness until a CBOE membership vote on the proposed amendment has occurred and until the Commission allows it to become effective or disapproves the change in whole or in part as being inconsistent with the public interest or the protection of investors.

The amendment was noticed on March 20, 1975 at 40 FR 12719. The proposed amendment to Rule 6.47 would exclude bids and offers in a Board Broker's book from being subject to the priority now afforded to split price orders.

All interested persons are invited to submit their views and comments on the proposed amendment to CBOE's plan either before or after it has become effective. Written statements of views and comments should be addressed to the Secretary, Securities and Exchange Commission, 500 North Capitol Street, NW., Washington, D.C. 20549. Reference should be made to file number 10-54. The proposed amendment is, and all such comments will be, available for public inspection at the Public Reference Room of the Securities and Exchange Commission at 1100 L Street, NW, Washington, D.C.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

APRIL 2, 1975.

[FR Doc.75-9386 Filed 4-9-75;8:45 am]

[Rel. No. 18906; 70-5659]

JERSEY CENTRAL POWER & LIGHT CO.

Proposed Issue and Sale of Cumulative Preferred Stock at Competitive Bidding

APRIL 3, 1975.

Notice is hereby given that Jersey Central Power & Light Company ("Jersey Central") Madison Avenue at Punch Bowl Road, Morristown, New Jersey 07960, an electric utility subsidiary company of General Public Utilities Corporation, a registered holding company, has filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(b) and 12(c) of the Act and rules 42(a) and 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transaction.

Jersey Central proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, 250,000 additional shares of its Cumulative Preferred Stock, ____ percent Series G (the "New Preferred Stock"). The New Preferred Stock will constitute a further series of Jersey Central's cumulative preferred stock of which there are outstanding 1,375,000 shares issued in seven series. The dividend rate and redemption prices of the New Preferred Stock will be determined by competitive bidding. The terms of the New Preferred Stock contain provisions which (1) preclude Jersey Central from redeeming any New Preferred Stock prior to June 1, 1980, if such redemption is for the purpose of refunding such New Preferred Stock with proceeds of funds borrowed at a lower effective interest cost, and (2) include a sinking fund, commencing on June 1, 1976, to retire annually 5 percent of the number of shares of the New Preferred Stock that are originally issued, at $100 per share plus accrued dividends to the redemption date of June 1 each year. In all other respects the New Preferred Stock will be similar to the outstanding series. The price (which will be not less than 100 percent nor more than $102.75 per share exclusive of accrued dividends) and the dividend rate (which will be a multiple of 1/25 of 1 percent) will be determined by competitive bidding.

The proceeds (up to $25,000,000, exclusive of premium and accrued dividends) from the sale of the New Preferred Stock will be used for the payment of all or a portion of Jersey Central's short-term bank loans expected to be outstanding at the time of sale of the New Preferred Stock or for construction purposes or to reimburse Jersey Central's treasury for funds previously expended therefrom for construction purposes. The presently estimated cost of Jersey Central's 1975 construction program is approximately $135,000,000 (including allowance for funds used during construction).

The fees and expenses to be paid by Jersey Central in connection with the issue and sale of the New Preferred Stock will be supplied by amendment. The fees and expenses of counsel for the underwriters, to be paid by the successful bidders, will be supplied by amendment. It is stated that the Board of Public Utility Commissioners of New Jersey has jurisdiction over the proposed issuance and

sale of the New Preferred Stock by Jersey Central and that no other state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than April 30, 1975, request in writing that a hearing be held on such matter, stating the nature of his interests, the reasons for such request, and the issues of fact or law raised by such application-declaration which he desires to controvert, or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant-declarant at the above-stated address, and proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75-9384 Filed 4-9-75;8:45 am]

SMALL BUSINESS ADMINISTRATION

[Notice of Disaster Loan Area 1125]

ARKANSAS

Disaster Relief Loan Availability

As a result of the President's declaration of the State of Arkansas as a major disaster area following severe storms and tornadoes occurring on March 28, 1975, applications for disaster relief loans will be accepted by the Small Business Administration from disaster victims in the following county: Bradley and adjacent affected areas. Adjacent areas include only counties within the state for which the declaration is made and do not extend beyond state lines.

Applications may be filed at the:

Small Business Administration
District Office
611 Gaines Street—Suite 900
Little Rock, Arkansas 72201

and at such temporary offices as are established. Such addresses will be announced locally.

Applications for disaster loans under the authority of this declaration will not be accepted subsequent to June 2, 1975. EIDL applications will not be accepted subsequent to January 2, 1976.

Dated: April 3, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-9410 Filed 4-9-75;8:45 am]

DENVER DISTRICT ADVISORY COUNCIL

Public Meeting

The Small Business Administration Denver District Advisory Council will meet at 9:30 a.m., (M.D.T.), Friday, May 9, 1975, at the Howard Johnson's Motor Lodge (at the mart), 401 East 58th Avenue, Denver, Colorado, to discuss such business as may be presented by members, the staff of the Small Business Administration, and others attending. For further information, call or write James T. Chuculate, Small Business Administration, 721 19th Street, Room 426, Denver, Colorado 80202, (303) 837-3673.

Dated: April 4, 1975.

ANTHONY S. STASIO,
Chief Counsel for Advocacy,
Small Business Administration.

[FR Doc.75-9405 Filed 4-9-75;8:45 am]

[License No. 06/10-0021]

FIRST CAPITAL CORP.

Application for Transfer of Control of Licensed Small Business Investment Co.

Notice is hereby given that an application has been filed with the Small Business Administration (SBA) pursuant to Section 107.701 of the Regulations governing small business investment companies (13 CFR 107.701 (1975)) for the transfer of control of First Capital Corporation (FCC), 821 Washington Street, Waco, Texas 76703, a Federal Licensee under the Small Business Investment Act of 1958, as amended (the Act), (15 U.S.C. 661 et seq.), and the Rules and Regulations promulgated thereunder.

The transfer is being made pursuant to a purchase and sale agreement between FCC and five individuals FCC was licensed on September 20, 1960, and its present capitalization is $165,000. The new principals have agreed to increase the capitalization of the company by $300,000. The principal office will be moved to 4925 Davis Boulevard, Fort Worth, Texas 76118. The proposed transfer is subject to and contingent upon the prior approval of SBA.

The proposed officers, directors and shareholders as follows:

John R. Payne, 5701 Silver Lake Dr., Fort Worth, Texas 76117, President, Director, 35 percent.

Harry S. Scaling, 4117 West Seventh Street, Fort Worth, Texas 76107, Chairman of the Board, Secretary, 32 percent.

Dr. Barry Fawcett, 752 Mary Dr., Hurst, Texas 76053, Director, 15 percent.

Reuben Branscum, 4925 Davis Boulevard, Fort Worth, Texas 76118, Director, 9 percent.

Joe Spurlock, 416 W. T. Waggoner Bldg., Fort Worth, Texas 76102, Director, 9 percent.

Matters involved in SBA's consideration of the application include the general business reputation and character of shareholders and management, and the probability of successful operations of the new company in accordance with the Act and Regulations.

Notice is further given that any interested person may, not later than fifteen days from the date of publication of this notice, submit to SBA, in writing, relevant comments on the proposed licensing of this company. Any such communications should be addressed to: Associate Administrator for Finance and Investment, Small Business Administration, 1441 "L" Street, NW, Washington, D.C. 20416.

A copy of this notice shall be published by the proposed Licensee in a newspaper of general circulation in Fort Worth, Texas.

Dated: April 1, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator
for Investment.

[FR Doc.75-9400 Filed 4-9-75;8:45 am]

[Notice of Disaster Loan Area 1122]

GEORGIA

Disaster Relief Loan Availability

As a result of the President's declaration of the State of Georgia as a major disaster area following tornadoes, high winds and heavy rains which occurred on March 24, 1975, applications for disaster relief loans will be accepted by the Small Business Administration from disaster victims in Fulton County and adjacent affected areas. Adjacent areas include only counties within the state for which the declaration is made and do not extend beyond state lines.

Applications may be filed at the:

Small Business Administration
District Office
1401 Peachtree Street, N.E.
Atlanta, Georgia 30309

and at such temporary offices as are established. Such addresses will be announced locally.

Applications for disaster loans under this announcement must be filed not later than May 30, 1975. EIDL applications will not be accepted subsequent to December 30, 1975.

Dated: April 2, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-9407 Filed 4-9-75;8:45 am]

GREENWAY SMALL BUSINESS INVESTMENT CO.

Issuance of Small Business Investment Co. License

On October 22, 1974, a notice was published in the FEDERAL REGISTER (39 FR 37549) stating that an application had been filed by Greenway Small Business

Investment Company, 400 W. Conway Street, Baltimore, Maryland 21230 with the Small Business Administration (SBA), pursuant to § 107.102 of the Regulations governing small business investment companies (13 CFR (1975)) for a license as a small business investment company (SBIC).

Interested parties were given until the close of business November 6, 1974, to submit their comments to SBA. Comments received were taken into consideration prior to the issuance of the license.

Notice is hereby given that, pursuant to section 301(c) of the Small Business Investment Act of 1958, as amended, after having considered the application and all other pertinent information, SBA issued license No. 03/03-0117 to Greenway Small Business Investment Company to operate as an SBIC.

Dated: April 3, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator for Investment.

[FR Doc.75-9403 Filed 4-9-75;8:45 am]

[Notice of Disaster Loan Area 1123]

KENTUCKY

Disaster Relief Loan Availability

As a result of the President's declaration of the State of Kentucky as a major disaster area following severe storms and flooding about March 10, 1975, applications for disaster relief loans will be accepted by the Small Business Administration from disaster victims in the following counties: Allen, Bell, Calloway, Christian, Graves, Knox, Metcalfe, Pulaski, Simpson, Warren and Whitley, and adjacent affected areas. Adjacent areas include only counties within the state for which the declaration is made and do not extend beyond state lines.

Applications may be filed at the:

Small Business Administration
District Office
Federal Office Building—Room 188
600 Federal Place
Louisville, Kentucky 40202

and at such temporary offices as are established. Such addresses will be announced locally.

Applications for disaster loans under this announcement must be filed not later than May 30, 1975. EIDL applications will not be accepted subsequent to December 30, 1975.

Dated: April 2, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-9408 Filed 4-9-75;8:45 am]

[Declaration of Disaster Loan Area 1126]

NORTH CAROLINA

Declaration of Disaster Loan Area

Whereas, it has been reported that during the month of March, because of the effects of a certain disaster, damage resulted to property located in the State of North Carolina;

Whereas, the Small Business Administration has investigated and received reports of other investigations of conditions in the area affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such area constitute a catastrophe within the purview of the Small Business Act, as amended:

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b)(1) of the Small Business Act, as amended, may be received and considered by the office below indicated from persons or firms whose property situated in Beaufort and Lenoir Counties and adjacent affected areas, suffered damage or destruction resulting from tornadoes and high winds which occurred on March 14, 1975. Adjacent areas include only counties within the state for which the declaration is made and do not extend beyond state lines.

Small Business Administration
District Office
222 South Church Street
Charlotte, North Carolina 28202

2. Applications for disaster loans under the authority of this declaration will not be accepted subsequent to June 5, 1975. EIDL applications will not be accepted subsequent to January 5, 1976.

Dated: April 4, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-9411 Filed 4-9-75;8:45 am]

ST. LOUIS DISTRICT ADVISORY COUNCIL

Public Meeting

The Small Business Administration St. Louis District Advisory Council will meet at 9:30 a.m. (C.D.T.), Wednesday, April 30, 1975, at the Small Business Administration, 210 N. 12th Street, St. Louis, Missouri 63101, to discuss such business as may be presented by members, the staff of the Small Business Administration, and others attending. For further information, call or write Thomas L. Holling, at the above address, (314) 425-4516.

Dated: April 1, 1975.

ANTHONY S. STASIO,
Chief Counsel for Advocacy, Small Business Administration.

[FR Doc.75-9406 Filed 4-9-75;8:45 am]

[Notice of Disaster Loan Area 1124]

TEXAS

Disaster Relief Loan Availability

As a result of the President's declaration of the State of Texas as a major disaster area following tornadoes which occurred March 27, 1975, applications for disaster relief loans will be accepted by the Small Business Administration from disaster victims in the following county: Gray and adjacent affected areas. Adjacent areas include only counties within the state for which the declaration is made and do not extend beyond state lines.

Applications may be filed at the:

Small Business Administration
District Office
1205 Texas Avenue
Lubbock, Texas 79408

and at such temporary offices as are established. Such addresses will be announced locally.

Applications for disaster loans under the authority of this declaration will not be accepted subsequent to June 2, 1975. EIDL applications will not be accepted subsequent to January 2, 1976.

Dated: April 3, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-9409 Filed 4-9-75;8:45 am]

[License No. 10/13-0018]

TRANSPAC CAPITAL FUND, INC.

Filing of Application for Transfer of Control of Licensed Small Business Investment Co.

Notice is hereby given that an application has been filed with the Small Business Administration (SBA) pursuant to § 107.701 of the Regulations governing small business investment companies (13 CFR 107.701 (1975)) for the transfer of control of TransPac Capital Fund, Inc. (TransPac), 1800 SW First Avenue, Portland, Oregon 97201, a Federal licensee under the Small Business Investment Act of 1958, as amended (Act), License No. 10/13-0018.

First Farwest Corporation (FFC), 610 S.W. Alder Street, Portland, Oregon 97205 (an Oregon Corporation), has offered to exchange shares of its common stock for all the outstanding shares of the common stock of Trans Pacific Financial Corporation (Financial). Financial owns 100 percent of the common stock of TransPac. Subsequent to the transaction, the licensee will continue to be owned by Financial, which will be wholly owned by FFC. FFC will, in turn, be owned 52.3 percent by Pacific Insurance Investment Company and its affiliate, PIICO Assurance Group, Inc., and 47.7 percent by public shareholders.

The officers and directors of TransPac will remain unchanged.

Matters involved in SBA's consideration of the application include the general business reputation and character of the new owners and the probability of continued successful operation of TransPac under their control and management (including adequate profitability and financial soundness) in accordance with the Act and Regulations.

Notice is hereby given that any interested person may, not later than 10 days from the date of publication of this Notice, submit to SBA, in writing, relevant

comments on the transfer of control. Any such communication should be addressed to:

Deputy Associate Administrator for Investment
Small Business Administration
1441 L Street, N.W.
Washington, D.C. 20416

A copy of this Notice shall be published by the transferee in a newspaper of general circulation in Portland, Oregon.

Dated: April 1, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator for Investment.

[FR Doc.75-9399 Filed 4-9-75;8:45 am]

[Notice of Disaster Loan Area 1121]

TENNESSEE

Disaster Relief Loan Availability

As a result of the President's declaration of the State of Tennessee, as a major disaster area following severe storms and flooding beginning March 11-16, 1975, applications for disaster relief loans will be accepted by the Small Business Administration from disaster victims in the following counties: Cheatham, Hardeman, Henderson, Hickman, Houston, Jackson, Macon, Maury, Montgomery, Morgan, Overton, Putnam, Robertson, Rutherford, Smith, Sumner, Trousdale, White, Williamson and adjacent affected areas. Adjacent areas include only counties within the state for which the declaration is made and do not extend beyond state lines.

Applications may be filed at the:

Small Business Administration
Parkway Towers—Room 1012
404 James Robertson Parkway
Nashville, Tennessee 37219

and at such temporary offices as are established. Such addresses will be announced locally.

Applications for disaster loans under this announcement must be filed not later than May 23, 1975. EIDL applications will not be accepted subsequent to December 24, 1975.

Dated: March 26, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-9397 Filed 4-9-75;8:45 am]

[Notice of Disaster Loan Area 1121; Amdt. 1]

TENNESSEE

Amendment to Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Tennessee, as a major disaster area following flooding beginning on or about March 11-16, 1975, applications for disaster relief loans will be accepted by the Small Business Administration from disaster victims in the following additional counties: Coffee, Obion and Lauderdale, and adjacent affected areas. Adjacent areas include only counties within the State for which the declaration is made and do not extend beyond State lines. (See initial declaration this issue.)

Applications may be filed at the:

Small Business Administration
District Office
Parkway Towers—Room 1012
Nashville, Tennessee 37219

and at such temporary offices as are established. Such addresses will be announced locally.

Applications for disaster loans under this announcement must be filed not later than May 27, 1975, for Coffee and Obion Counties, and May 29, 1975, for Lauderdale County. EIDL applications will not be accepted subsequent to December 29, 1975, for Coffee and Obion Counties, and December 30, 1975, for Lauderdale County.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-9398 Filed 4-9-75;8:45 am]

[License No. 09/12-0020]

WEST COAST CAPITAL CO.

Surrender of License

Notice is hereby given that West Coast Capital Company, 4800 South Land Park Drive, Sacramento, California 95822, has surrendered its License No. 09/12-0020, issued December 9, 1960.

West Coast Capital Company has complied with all conditions set forth by SBA for surrender of its license. Therefore, under the authority vested by the Small Business Investment Act of 1958, as amended, and pursuant to the regulations promulgated thereunder, the surrender of the license of West Coast Capital Company is hereby accepted and it is no longer licensed to operate as a small business investment company.

Dated: March 31, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator for Investment.

[FR Doc.75-9401 Filed 4-9-75;8:45 am]

[License No. 06/10-0075]

WESTERN CAPITAL CORP.

Surrender of License To Operate as a Small Business Investment Company

Notice is hereby given that Western Capital Corporation (WCC), 7007 Preston Road, Dallas, Texas 75205, pursuant to the provisions of § 107.105 of the regulations governing small business investment companies (13 CFR 107.105 (1975)), has surrendered its license to operate as a small business investment company (SBIC). WCC was acquired by Texas Capital Corporation, an SBIC located at 2424 Houston Natural Gas Building, Houston, Texas 77002.

WCC was incorporated under the laws of the State of Texas to operate solely as an SBIC under the Small Business Investment Act of 1958, as amended (15 U.S.C. 661 *et seq.*), (Act) and it was issued license number 06/10-0075 by the Small Business Administration on October 9, 1961.

Under the authority vested by the Act and the Regulations promulgated thereunder, surrender of the license of WCC is hereby accepted and accordingly, it is no longer licensed to operate as an SBIC.

Dated: April 3, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator for Investment.

[FR Doc.75-9402 Filed 4-9-75;8:45 am]

[License No. 08/08-0037]

WESTERN VENTURE RESOURCES, INC.

Issuance of Small Business Investment Company License

On January 13, 1975, a notice was published in the FEDERAL REGISTER (40 FR 2482) stating that an application had been filed by Western Venture Resources, Inc., 1900 Lincoln Center Building, 1660 Lincoln Street, Denver, Colorado 80203 with the Small Business Administration (SBA) pursuant to Section 107.102 of the Regulations governing small business investment companies (13 CFR 107.102 (1974)) for a license as a small business investment company.

Interested parties were given until the close of business January 28, 1975, to submit their comments to SBA. No comments were received.

Notice is hereby given that, pursuant to section 301(c) of the Small Business Investment Act of 1958, as amended, after having considered the application and all other pertinent information, SBA issued License No. 08/08-0037 to Western Venture Resources, Inc., to operate as a small business investment company.

Dated: April 3, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator for Investment.

[FR Doc.75-9404 Filed 4-9-75;8:45 am]

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

SOUTH CAROLINA STANDARDS

Notice of Approval

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations prescribes procedures under section 18 of the Occupational Safety and Health Act of 1970 (hereinafter called the Act) by which the Assistant Regional Director for Occupational Safety and Health (hereinafter called the Assistant Regional Director) under a delegation of authority from the Assistant Secretary of Labor for Occupational Safety and Health (hereinafter called the Assistant Secretary), (29 CFR 1953.4) will review and approve standards promulgated pursuant to a State plan which has been approved in accordance with section 18(c) of the Act and 29 CFR Part 1902. On December 6, 1972, notice was published in the FEDERAL REGISTER (37 FR 25932) of the approval

of the South Carolina plan and the adoption of Subpart C to Part 1952 containing the decision.

The South Carolina plan provides for the adoption of Federal standards as State standards after public hearing. Section 1952.103 of Subpart C sets forth the States schedule for the adoption of Federal standards. By letters dated January 15, 1975 and February 14, 1975 from Edgar L. McGowan, Commissioner, South Carolina Department of Labor to Donald E. MacKenzie, Assistant Regional Director and incorporated as a part of the plan, the State submitted revised State standards comparable to OSHA standards 29 CFR Part 1910, excluding §§ 1910.13 through 1910.16 (Maritime), as published in the FEDERAL REGISTER (39 FR 23502) dated June 27, 1974; 29 CFR Part 1926 as published in the FEDERAL REGISTER (39 FR 22801) dated June 24, 1974; amendments to § 1910.267a, dated August 12, 1974; § 1910.93q, dated October 4 and December 3, 1974; § 1910.211 (d), dated December 3, 1974; § 1910.217, dated December 3, 1974; and § 1926.750 (b), dated July 12, 1974.

These standards were promulgated after public hearings held on December 6, 1974 and January 27, 1975 and by filing with the South Carolina Secretary of State on December 10, 1974 and February 14, 1975 respectively, pursuant to Act 379, South Carolina Acts and Joint Resolutions, 1971 (sections 40-261 through 40-274 South Carolina Code of Laws, 1962).

2. *Decision.* Having reviewed the State submission in comparison with the Federal standards it has been determined that the State standards are identical to the Federal standards and are hereby approved.

3. *Location of supplement for inspection and copying.* A copy of the standards supplement along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Commissioner of Labor, South Carolina Department of Labor, 3600 Forest Drive, Columbia, South Carolina 29211; Office of the Assistant Regional Director, Suite 587, 1375 Peachtree Street NE., Atlanta, Georgia 30309; and Office of the Associate Assistant Secretary for Regional Programs, Room 850, 1726 M Street NW., Washington, D.C. 20210.

4. *Public participation.* Under 29 CFR 1953.2(c) the Assistant Secretary may prescribe alternative procedures to expedite the review process or for other good cause which may be consistent with applicable laws. The Assistant Secretary finds good cause exists for not publishing the supplement to the South Carolina State Plan as a proposed change and making the Assistant Regional Director's approval effective upon publication for the following reasons:

1. The standards are identical to the Federal standards and are therefore deemed to be at least as effective.

2. The standards were adopted in accordance with procedural requirements of State law and further participation would be unnecessary.

This decision is effective April 10, 1975.

(Sec. 18, Pub. L. 91-596, 84 Stat. 1608 (29 U.S.C. 667))

Signed at Atlanta, Georgia, this 27th day of February, 1975.

R. A. WENDELL,
Acting Assistant Regional Director.

[FR Doc.75-9331 Filed 4-9-75;8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice No. 739]

ASSIGNMENT OF HEARINGS

APRIL 7, 1975.

Cases assigned for hearing, postponement, cancellation, or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 106644 Sub 192, Superior Trucking Company, Inc. now assigned June 13, 1975, at San Francisco, California, cancelled and application dismissed.

MC 136527 Sub 1, J. O. Battles, Inc., now being assigned May 15, 1975 (2 days), in Room 501, 150 Causeway Street, Boston, Mass.

MC 140030 Sub 1, Ray Kurtz and Linda Farley, DBA Plastic Express, now being assigned June 13, 1975 (1 day), at San Francisco, California; in a hearing room to be designated later.

MC 139053 Sub 2, Hiram E. Blue, Jr. Trucking Co., now assigned May 28, 1975, at Jackson, Mississippi, is cancelled and application dismissed.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-9421 Filed 4-9-75;8:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

APRIL 7, 1975.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1100.40) and filed on or before April 25, 1975.

FSA No. 42969—*Joint Water-Rail Container Rates—Sea-Land Service, Inc.* Filed by Sea-Land Service, Inc. (No. 83), for itself and interested rail carriers. Rates on general commodities, from rail carriers' terminals at U.S. Atlantic and Gulf Ports, to Hsinkang and Shanghai, Peoples Republic of China.

Grounds for relief—Water competition.

Tariff—Sea-Land Service, Inc., tariff I.C.C. No. 72. Rates are published to become effective on May 4, 1975.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-9422 Filed 4-9-75;8:45 am]

[Notice No. 262]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

APRIL 10, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no signficant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seking reconsideration of the following numbered proceedings on or before April 30, 1975. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75578. By order of March 28, 1975, the Motor Carrier Board approved the transfer to Super Motor Lines, Inc., Whiteville, N.C., of the operating rights in Certificate No. MC-74107 issued October 7, 1963, to J. Franklin Bullard and W. J. Rabon, a partnership, doing business as Super Motor Lines, Co., Whiteville, N.C., authorizing the transportation of various commodities from and to specified points and areas in North Carolina, Virginia, Maryland, South Carolina, Pennsylvania, and the District of Columbia. Benton H. Walton, III, 136 Washington St., Whiteville, N.C. 28472, attorney for applicants.

No. MC-FC-75657. By order entered April 1 1975, the Motor Carrier Board approved the transfer to O. Mitchell Belt, doing business as M. J. Belt & Son, Parkersburg, W. Va., of the operating rights set forth in Certificates Nos. MC-1705 and MC-1705 (Sub-No. 2), issued August 16, 1955, and March 21, 1963, respectively, to McLean Inc., Saint Petersburg Beach, Fla., authorizing the transportation of general commodities, household goods, paper, paper products and waste paper, and corrugated paper shipping containers, from and to and between specified points in West Virginia, Ohio, and Pennsylvania. Charles E. Anderson, 1421

Kanawha Valley Building, Charleston, W. Va. 25332, attorney for applicants.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-9423 Filed 4-9-75;8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateway Letter Notices

APRIL 4, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065(a)), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before April 21, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 79473 (Sub-No. E1), filed March 9, 1975. Applicant: BAY STATE MOVING & STORAGE, INC., 42 Tosca Drive, Stoughton, Mass. 02072. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Massachusetts, New Hampshire, Maine, Vermont, Rhode Island, and Connecticut on the one hand, and, on the other, points in Georgia and Florida. The purpose of this filing is to eliminate the gateway of points in that part of Massachusetts east of the Connecticut River.

No. MC 83835 (Sub-No. E38), filed May 14, 1974. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. 75222. Applicant's representative: William A. Cunningham (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe* (except oilfield pipe), which, because of their size or weight, require the use of special equipment, and related parts when their transportation is incidental to the transportation of commodities, which by reason of size or weight, require the use of special equipment (except machinery, equipment, materials, and supplies used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum, and their products and by-products, and *materials, equipment, and supplies* used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof; (a) from points in Utah to points in Alabama, Connecticut, Delaware, Florida, Georgia, Kentucky, Maine, Massachusetts, Maryland, Mississippi, New Hampshire, New Jersey New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and West Virginia; and (b) from points in Utah to points in Indiana on and south of a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 24 to the Ohio-Indiana State line, and points in Ohio on and south of a line beginning at the Indiana-Ohio State line and extending along U.S. Highway 36 to junction Ohio Highway 4, thence along Ohio Highway 4 to junction U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Ohio Highway 585, thence along Ohio Highway 585 to junction Interstate Highway 76, thence along Interstate Highway 76 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction Ohio Highway 605, thence along Ohio Highway 605 to junction U.S. Highway 422, thence along U.S. Highway 422 to the Pennsylvania-Ohio State line. The purpose of this filing is to eliminate the gateways of Kansas and Wagoner, Okla.

No. MC 83835 (Sub-No. E39), filed May 14, 1974. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. 75222. Applicant's representative: William A. Cunningham (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe* (except oilfield pipe), when transported as contractors' machinery, equipment, materials, and supplies (except commodities in bulk), and which, because of its size or weight, require the use of special equipment, and related parts when their transportation is incidental to the transportation of commodities, which by reason of size or weight, require the use of special equipment (except machinery, equipment materials, and supplies used in, or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and materials, equipment, and supplies used in, or in connection with, the construction, operation repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof; (a) from points in Michigan and Wisconsin, to points in Arizona, New Mexico, Oklahoma, and Texas; and (b) from the Lower Peninsula of Michigan to points in California. The purpose of this filing is to eliminate the gateways of Illinois, and Wagner, Okla.

No. MC 83835 (Sub-No. E42), filed May 14, 1974. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. 75222. Applicant's representative: William A. Cunningham (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel tubing*, other than oilfield tubing, from Baytown, Corpus Christi, Galveston, and Houston, Tex., to points in the United States (except Alaska, Arkansas, Hawaii, Louisiana, New Mexico, Oklahoma, and Texas). The purpose of this filing is to eliminate the gateway of the facility of Gulf States Tube at Rosenberg, Tex.

No. MC 83835 (Sub-No. E43), filed May 14, 1974. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. 75222. Applicant's representative: William A. Cunningham (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel tubing* and *pipe*, from Baytown, Corpus Christi, Galveston, and Houston, Tex., to points in Kansas, Michigan, New York, Ohio, Pennsylvania, and Wisconsin. The purpose of this filing is to eliminate the gateway of Tulsa, Okla.

No. MC 83835 (Sub-No. E44), filed May 14, 1974. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. 75222. Applicant's representative: William A. Cunningham (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel pipe* (except oilfield pipe), from the facilities of C F & I Steel Corporation at or near Pueblo, Colo., to points in Connecticut, Delaware, Florida, Georgia, Indiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, North Carolina, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and West Virginia. The purpose of this filing is to eliminate the gateway of Wagoner, Okla.

No. MC 83835 (Sub-No. E53), filed June 4, 1974. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. 75222. Applicant's representative: William A. Cunningham (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel reinforcement products* when transported as commodities which, because of their size or weight require the use of special equipment, and related parts when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, from points in Utah to points in Indiana, New York, North Carolina, Ohio, and Pennsylvania; (2) *Iron and steel reinforcement products* when transported as commodities which, because of their size or weight require the use of special equipment, and related parts when their transportation is incidental to the transportation of commodities which by reason of size or

weight, require special equipment; and/or (3) *Iron and steel reinforcement products* when transported as machinery, equipment, materials, and supplies used in or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and machinery, equipment, materials, and supplies used in or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof; and/or (4) *Iron and steel reinforcement products*, when transported as equipment, materials, supplies, and pipe incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells; and/or (5) *Iron and steel reinforcement products*, when transported as machinery, equipment, materials, and supplies used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights-of-way, from points in Colorado on and west of a line beginning at the Colorado-Wyoming State line, and extending along Colorado Highway 125 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction Interstate Highway 70 to the Colorado-Kansas State line, and points in New Mexico on and west of a line beginning at the New Mexico-Texas State line along U.S. Highway 70 to junction New Mexico Highway 2, thence along New Mexico Highway 2 to junction U.S. Highway 285 to the United States-Mexico International Boundary line, to points in Indiana, New York, North Carolina, Ohio, and Pennsylvania. The purpose of this filing is to eliminate the gateway of the facilities of Superior Concrete Accessories at Parsons, Kans.

No. MC 83835 (Sub-No. E59), filed May 14, 1974. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. Applicant's representative: William Cunningham (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) (1) *Commodities* the transportation of which because of size or weight require the use of special equipment, and (A) (2) *self-propelled articles*, each weighing 15,000 pounds or more, restricted to transportation on trailers. Restriction: The authority granted herein is restricted against the transportation of aerospace products and equipment: 1. Between points in Indiana, Ohio, and Pennsylvania on the one hand, and, on the other, points in Colorado and Nebraska; 2. between points in Indiana and Pennsylvania on the one hand, and, on the other, points in Kansas and Missouri; 3. between points in Indiana, Ohio, and Pennsylvania on the one hand, and, on the other, points in New Mexico; 4. between points in Pennsylvania, on the one hand, and, on the other, points in Montana, Utah, and Wyoming; 5. between points in Pennsylvania on and east of highways beginning at the Pennsylvania-Ohio State line, thence along Pennsylvania Highway 68 to its junction with Pennsylvania Highway 66, thence along Pennsylvania Highway 66 to its junction with U.S. Highway 219, thence along U.S. Highway 219 to the Pennsylvania-New York State line, on the one hand, and, on the other, points in North Dakota on and west of highways beginning at the North Dakota-Canada line, thence along U.S. Highway 52 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with North Dakota Highway 1804, thence along North Dakota Highway 1804 to its junction with U.S. Highway 83.

Thence along U.S. Highway 83 to its junction with North Dakota Highway 11, thence along North Dakota Highway 11 to its junction with North Dakota Highway 3, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line; 6. between points in North Dakota on and west of highways beginning at the North Dakota-Canada line, thence along North Dakota Highway 1 to the North Dakota-South Dakota State line, on the one hand, and, on the other, points in Pennsylvania on and south of highways beginning at the Pennsylvania-West Virginia State line, thence along U.S. Highway 119 to its junction with U.S. Highway 40, thence along U.S. Highway 40 to its junction with Pennsylvania Highway 281, thence along Pennsylvania Highway 281 to its junction with Interstate Highway 76, thence along Interstate Highway 76 to its junction with U.S. Highway 22, thence along U.S. Highway 22 to the Pennsylvania-New Jersey State line; 7. between points in Pennsylvania on and east of highways beginning at the Pennsylvania-Ohio State line, thence along Pennsylvania Highway 68 to its junction with Pennsylvania Highway 66, thence along Pennsylvania Highway 66 to its junction with U.S. Highway 219, thence along U.S. Highway 219 to the Pennsylvania-New York State line, on the one hand, and, on the other, points in North Dakota on and west of highways beginning at the North Dakota-Canada line, thence along U.S. Highway 52 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with North Dakota Highway 1804, thence along North Dakota Highway 1804 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with North Dakota Highway 11, thence along North Dakota Highway 11 to its junction with North Dakota Highway 3, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line; 8. between points in Pennsylvania, on the one hand, and, on the other, points in North Dakota on and west of highways beginning at the North Dakota-Montana State line.

Thence along U.S. Highway 2 to its junction with U.S. Highway 85, thence along U.S. Highway 85 to its junction with U.S. Highway 10, thence along U.S. Highway 10 to its junction with North Dakota Highway 22, thence along North Dakota Highway 22 to its junction with U.S. Highway 12, thence along U.S. Highway 12 to the North Dakota-South Dakota State line, points in South Dakota on and west of highways beginning at the South Dakota-North Dakota State line, thence along U.S. Highway 281 to its junction with South Dakota Highway 37, thence along South Dakota Highway 37 to its junction with U.S. Highway 212, thence along U.S. Highway 212 to its junction with South Dakota Highway 26, thence along South Dakota Highway 26 to its junction with U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Minnesota State line; 9. between points in South Dakota, on the one hand, and, on the other, points in Pennsylvania on and south of highways beginning at the Pennsylvania-West Virginia State line, thence along U.S. Highway 40 to its junction with Interstate Highway 70, thence along Interstate Highway 70 to its junction with U.S. Highway 30, thence along U.S. Highway 30 to its junction with Pennsylvania Highway 271, thence along Pennsylvania Highway 271 to its junction with Pennsylvania Highway 63, thence along Pennsylvania Highway 63 to its junction with U.S. Highway 22, thence along U.S. Highway 22 to its junction with U.S. Highway 522, thence along U.S. Highway 522 to its junction with U.S. Highway 15.

Thence along U.S. Highway 15 to its junction with Pennsylvania Highway 45, thence along Pennsylvania Highway 45 to its junction with U.S. Highway 11, thence along U.S. Highway 11 to its junction with Pennsylvania Highway 590, thence along Pennsylvania Highway 590 to its junction with U.S. Highway 6, thence along U.S. Highway 6 to the Pennsylvania-New York State line; 10. between points in Indiana and Ohio, on the one hand, and, on the other, points in Utah and Wyoming; 11. between points in Ohio on and south of highways beginning at the Indiana-Ohio State line, thence along U.S. Highway 36 to its junction with Interstate Highway 75, thence along Interstate Highway 75 to its junction with Ohio Highway 47, thence along Ohio Highway 47 to its junction with Ohio Highway 31, thence along Ohio Highway 31 to its junction with U.S. Highway 36, thence along U.S. Highway 36 to its junction with Ohio Highway 3, thence along Ohio Highway 3 to its junction with U.S. Highway 36, thence along U.S. Highway 36 to its junction with U.S. Highway 62, thence along U.S. Highway 62 to its junction with U.S. Highway 30, thence along U.S. Highway 30 to the Ohio-Pennsylvania State line, on the one hand, and, on

the other, points in South Dakota on and south of highways beginning at the North Dakota-South Dakota State line, thence along South Dakota Highway 45 to its junction with South Dakota Highway 10, thence along South Dakota Highway 10 to its junction with U.S. Highway 281, thence along U.S. Highway 281 to its junction with U.S. Highway 12, thence along U.S. Highway 12 to its junction with South Dakota Highway 37, thence along South Dakota Highway 37 to its junction with South Dakota Highway 20.

Thence along South Dakota Highway 20 to its junction with Interstate Highway 29, thence along Interstate Highway 29 to its junction with U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Minnesota State line; 12. between points in Ohio, on the one hand, and, on the other, points in Montana on and west of highways beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to its junction with U.S. Highway 312, thence along U.S. Highway 312 to its junction with U.S. Highway 10, thence along U.S. Highway 10 to its junction with U.S. Highway 12, thence along U.S. Highway 12 to its junction with U.S. Highway 87, thence along U.S. Highway 87 to its junction with Montana Highway 19, thence along Montana Highway 19 to its junction with U.S. Highway 191, thence along U.S. Highway 191 to its junction with Montana Highway 376, thence along Montana Highway 376 to its junction with U.S. Highway 2, thence along U.S. Highway 2 to its junction with Montana Highway 232, thence along Montana Highway 232 to the Montana-Canadian line, and points in South Dakota on and south of highways beginning at the Wyoming-South Dakota State line, thence along U.S. Highway 212 to its junction with South Dakota Highway 34, thence along South Dakota Highway 34 to its junction with Interstate Highway 90, thence along Interstate Highway 90 to its junction with U.S. Highway 14, thence along U.S. Highway 14 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with Interstate Highway 90, thence along Interstate Highway 90 to its junction with U.S. Highway 183, thence along U.S. Highway 183 to its junction with U.S. Highway 18, thence along U.S. Highway 18 to the South Dakota-Nebraska State line; 13. between points in North Dakota on and west of highways beginning at the North Dakota-Canada line, thence along U.S. Highway 52 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with North Dakota Highway 1804.

Thence along North Dakota Highway 1804 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with North Dakota Highway 11, thence along North Dakota Highway 11 to its junction with North Dakota Highway 3, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, on the one hand, and, on the other, points in Ohio on and south of highways beginning at the Ohio-Indiana State line, thence along U.S. Highway 36 to its junction with Ohio Highway 3, thence along Ohio Highway 3 to its junction with U.S. Highway 36, thence along U.S. Highway 36 to its junction with Ohio Highway 151, thence along Ohio Highway 151 to its junction with Ohio Highway 212, thence along Ohio Highway 212 to its junction with Ohio Highway 164, thence along Ohio Highway 164 to its junction with Ohio Highway 39, thence along Ohio Highway 39 to its junction with U.S. Highway 30, thence along U.S. Highway 30 to its junction with Ohio Highway 39, thence along Ohio Highway 39 to the Ohio-Pennsylvania State line; 14. between points in North Dakota on and west of highways beginning at the North Dakota-Montana State line, thence along U.S. Highway 2 to its junction with U.S. Highway 85, thence along U.S. Highway 85 to its junction with U.S. Highway 10, thence along U.S. Highway 10 to its junction with North Dakota Highway 22.

Thence along North Dakota Highway 22 to its junction with U.S. Highway 12, thence along U.S. Highway 12 to the North Dakota-South Dakota State line, on the one hand, and, on the other, points in Ohio on and South of highways beginning at the Ohio-Indiana State line, thence along U.S. Highway 36 to its junction with U.S. Highway 25, thence along U.S. Highway 25 to its junction with Ohio Highway 47, thence along Ohio Highway 47 to its junction with Ohio Highway 4, thence along Ohio Highway 4 to its junction Ohio Highway 95, thence along Ohio Highway 95 to its junction with U.S. Highway 42, thence along U.S. Highway 42 to its junction with Interstate Highway 71, thence along Interstate Highway 71 to its junction with U.S. Highway 224, thence along U.S. Highway 224 to its junction with Interstate Highway 76, thence along Interstate Highway 76 to its junction with Ohio Highway 44, thence along Ohio Highway 44 to its junction with Ohio Highway 5, thence along Ohio Highway 5 to its junction with Ohio Highway 82, thence along Ohio Highway 82 to the Ohio-Pennsylvania State line; 15. between points in Montana, on the one hand, and, on the other, points in Ohio on and south of highways beginning at the Ohio-Indiana State line, thence along U.S. Highway 36 to its junction with U.S. Highway 25, thence along U.S. Highway 25 to its junction with Ohio Highway 47, thence along Ohio Highway 47 to its junction with Ohio Highway 4, thence along Ohio Highway 4 to its junction with U.S. Highway 305, thence along U.S. Highway 305 to its junction with U.S. Highway 30, thence along U.S. Highway 30 to its junction with Interstate Highway 71.

Thence along Interstate Highway 71 to its junction with Interstate Highway 80, thence along Interstate Highway 80 to its junction with Ohio Highway 5, thence along Ohio Highway 5 to the Ohio-Pennsylvania State line; 16. between points in Indiana on and south of highways beginning at the Indiana-Michigan State line, thence along Indiana Highway 15 to its junction with U.S. Highway 20, thence along U.S. Highway 20 to its junction with Indiana Highway 19, thence along Indiana Highway 19 to its junction with U.S. Highway 6, thence along U.S. Highway 6 to its junction with U.S. Highway 35, thence along U.S. Highway 35 to its junction with Indiana Highway 10, thence along Indiana Highway 10 to the Indiana-Illinois State line, on the one hand, and, on the other, points in Montana on and west of highways beginning at the Canada-Montana line, thence along Montana Highway 232 to its junction with U.S. Highway 87, thence along U.S. Highway 87 to its junction with Montana Highway 236, thence along Montana Highway 236 to its junction with U.S. Highway 191, thence along U.S. Highway 191 to its junction with Montana Highway 3, thence along Montana Highway 3 to its junction with Interstate Highway 90, thence along Interstate Highway 90 to its junction with U.S. Highway 310, thence along U.S. Highway 310 to the Montana-Wyoming State line; 17. between points in Montana, on the one hand, and, on the other, points in Indiana on and south of highways beginning at the Indiana-Ohio State line, thence along U.S. Highway 40 to its junction with U.S. Highway 421.

Thence along U.S. Highway 421 to its junction with Indiana Highway 29, thence along Indiana Highway 29 to its junction with U.S. Highway 24, thence along U.S. Highway 24 to the Indiana-Illinois State line; 18. between points in Indiana on and south of highways beginning at the Ohio-Indiana State line, thence along U.S. Highway 20 to its junction with U.S. Highway 27, thence along U.S. Highway 27 to its junction with U.S. Highway 24, thence along U.S. Highway 24 to the Indiana-Illinois State line, on the one hand, and, on the other, points in South Dakota on the west of highways beginning at the South Dakota-Wyoming State line, thence along U.S. Highway 212 to its junction with South Dakota Highway 34, thence along South Dakota Highway 34 to its junction with Interstate Highway 90, thence along Interstate Highway 90 to its junction with U.S. Highway 16, thence along U.S. Highway 16 to its junction with South Dakota Highway 79, thence along South Dakota Highway 79 to its junction with U.S. Highway 385, thence along U.S. Highway 385 to the South Dakota-Nebraska State line; 19. between points in Indiana on and south of highways beginning at the Indiana-Illinois State line, thence along U.S. Highway 52 to its junction with Indiana Highway 26, thence along Indiana Highway 26 to its junction with Indiana Highway 29, thence along Indiana Highway 29 to its junction with Indiana Highway 28, thence along Indiana Highway 28 to its junction with Indiana Highway 13, thence along Indiana Highway 13 to its junction with Indiana Highway 32, thence along Indiana Highway 32 to its junction with Indiana Highway 67, thence along Indiana Highway 67 to its junction with Indiana Highway 3, thence

along Indiana Highway 3 to its junction with Indiana Highway 38, thence along Indiana Highway 38 to its junction with Indiana Highway 35.

Thence along Indiana Highway 35 to the Indiana-Ohio State line on the one hand, and, on the other, points in South Dakota on and west of highways beginning at the South Dakota-North Dakota State line, thence along South Dakota Highway 63 to its junction with U.S. Highway 12, thence along U.S. Highway 12 to its junction with South Dakota Highway 47, thence along South Dakota Highway 47 to its junction with U.S. Highway 212, thence along U.S. Highway 212 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with Interstate Highway 90, thence along Interstate Highway 90 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with U.S. Highway 18, thence along U.S. Highway 18 to its junction with South Dakota Highway 73, thence along South Dakota Highway 73 to the South Dakota Highway 73 to the South Dakota-Nebraska State line; 20. between points in South Dakota, on the one hand, and, on the other points in Indiana on the south of highways beginning at the Indiana-Illinois State line, thence along U.S. Highway 40 to its junction with Indiana Highway 46, thence along Indiana Highway 46 to its junction with Indiana Highway 37, thence along Indiana Highway 37 to its junction with U.S. Highway 150, thence along U.S. Highway 150 to the Indiana-Kentucky State line, and, points in Pennsylvania on and south of highways beginning at the Pennsylvania-West Virginia State line, thence along U.S. Highway 40 to its junction with Interstate Highway 70, thence along Interstate Highway 70 to its junction with U.S. Highway 30.

Thence along U.S. Highway 30 to its junction with Pennsylvania Highway 271, thence along Pennsylvania Highway 271 to its junction with Pennsylvania Highway 53, thence along Pennsylvania Highway 53 to its junction with U.S. Highway 22, thence along U.S. Highway 22 to its junction with U.S. Highway 522, thence along U.S. Highway 522 to its junction with U.S. Highway 15, thence along U.S. Highway 15 to its junction with Pennsylvania Highway 45, thence along Pennsylvania Highway 45 to its junction with U.S. Highway 11, thence along U.S. Highway 11 to its junction with Pennsylvania Highway 590, thence along Pennsylvania Highway 590 to its junction with U.S. Highway 6, thence along U.S. Highway 6 to the Pennsylvania-New York State line; 21. between points in Indiana on and south of highways beginning at the Indiana-Ohio State line, thence along U.S. Highway 40 to its junction with U.S. Highway 136, thence along U.S. Highway 136 to the Indiana-Illinois State line, on the one hand, and, on the other, points in North Dakota on and west of highways beginning at the North Dakota-Canada line, thence along U.S. Highway 52 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with North Dakota Highway 23, thence along North Dakota Highway 23 to its junction with North Dakota Highway 22, thence along North Dakota Highway 22 to its junction with Interstate Highway 94, thence along Interstate Highway 94 to its junction with North Dakota Highway 8, thence along North Dakota Highway 8 to its junction with U.S. Highway 12, thence along U.S. Highway 12 to the North Dakota-South Dakota State line; 22. between points in North Dakota, on the one hand, and, on the other, points in Indiana on and south of highways beginning at the Indiana-Illinois State line, thence along U.S. Highway 40 to its junction with Indiana Highway 46, thence along Indiana Highway 46 to its junction with Indiana Highway 37, thence along Indiana Highway 37 to its junction with U.S. Highway 150, thence along U.S. Highway 150 to the Indiana-Kentucky State line.

(B) (1) *Commodities* which, because of their size or weight, require the use of special equipment, and related parts when their transportation is incidental to the transportation of commodities, which by reason of size or weight require the use of special equipment, except machinery, equipment, materials, and supplies used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and materials, equipment and supplies used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof, and (B) (2) *Self-propelled articles*, each weighing 15,000 pounds or more, restricted to transportation on trailers; Restriction: The authority herein is restricted against the transportation of aerospace products and equipment; 1. Between points in Louisiana on and west of highways beginning at the Louisiana-Arkansas State line, thence along Louisiana Highway 7 to its junction with Louisiana Highway 15, thence along Louisiana Highway 15 to its junction with Interstate Highway 20, thence along Interstate Highway 20 to its junction with Louisiana Highway 15, thence along Louisiana Highway 15 to its junction with U.S. Highway 84, thence along U.S. Highway 84 to its junction with the Mississippi River, thence along the Mississippi River to its junction with Louisiana Highway 1, thence along Louisiana Highway 1 to its junction with Louisiana Highway 69, thence along Louisiana Highway 69 to its junction with Louisiana Highway 70, thence along Louisiana Highway 70 to the Louisiana-Gulf of Mexico line, on the one hand, and, on the other, points in Pennsylvania on and north of highways beginning at the Pennsylvania-West Virginia State line, thence along Interstate Highway 70 to its junction with U.S. Highway 40, thence along U.S. Highway 40 to its junction with U.S. Highway 119, thence along U.S. Highway 119 to its junction with U.S. Highway 22, thence along U.S. Highway 22 to its junction with U.S. Highway 522.

Thence along U.S. Highway 522 to its junction with Interstate Highway 80, thence along Interstate Highway 80 to its junction with U.S. Highway 11, thence along U.S. Highway 11 to its junction with U.S. Highway 6, thence along U.S. Highway 6 to its junction with Pennsylvania Highway 652, thence along Pennsylvania Highway 652 to the Pennsylvania-New York State line; (2) between points in Louisiana on and west of highways beginning at the Louisiana-Arkansas State line, thence along Louisiana Highway 15 to its junction with Interstate Highway 20, thence along Interstate Highway 20 to its junction with U.S. Highway 165, thence along U.S. Highway 165 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to the Louisiana-Gulf of Mexico line, on the one hand, and, on the other, points in Pennsylvania; 3. between points in Arkansas on and west of highways beginning at the Arkansas-Missouri State line, thence along U.S. Highway 65 to its junction with Arkansas Highway 7, thence along Arkansas Highway 7 to its junction with U.S. Highway 67, thence along U.S. Highway 67 to its junction with Arkansas Highway 53, thence along Arkansas Highway 53 to its junction with Arkansas Highway 24, thence along Arkansas Highway 24 to its junction with Arkansas Highway 7, thence along Arkansas Highway 7 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to the Arkansas-Louisiana State line, on the one hand, and, on the other, points in Pennsylvania, points in Ohio on and north of highways beginning at the Ohio-West Virginia State line, thence along U.S. Highway 50 to its junction with U.S. Highway 33, thence along U.S. Highway 33 to its junction with U.S. Highway 22, thence along U.S. Highway 22 to its junction with U.S. Highway 35, thence along U.S. Highway 35 to its junction with Ohio Highway 49.

Thence along Ohio Highway 49 to its junction with Interstate Highway 70, thence along Interstate Highway 70 to the Ohio-Indiana State line; 4. between points in Arkansas on and west of highways beginning at the Arkansas-Missouri State line, thence along U.S. Highway 65 to its junction with Interstate Highway 40, thence along Interstate Highway 40 to its junction with U.S. Highway 65, thence along U.S. Highway 65 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to the Arkansas-Louisiana State line, on the one hand, and, on the other, points in Pennsylvania on and north of highways beginning at the Pennsylvania-Lake Erie line, thence along U.S. Highway 19 to its junction with U.S. Highway 6, thence along U.S. Highway 6 to its junction with U.S. Highway 219, thence along U.S. Highway 219 to its junction with Interstate Highway 80, thence along Interstate Highway 80 to its junction with U.S. Highway 322, thence along U.S. 322 to its junction with Pennsylvania Highway 283, thence along Pennsylvania

Highway 283 to its junction with U.S. Highway 30, thence along U.S. Highway 30 to its junction with Pennsylvania Highway 41, thence along Pennsylvania Highway 41 to the Pennsylvania-Delaware State line; 5. between points in Ohio, on the one hand, and, on the other, points in Louisiana on and west of highways beginning at the Louisiana-Arkansas State line, thence along Louisiana Highway 33 to its junction with Louisiana Highway 15.

Thence along Louisiana Highway 15 to its junction with Interstate Highway 20, thence along Interstate Highway 20 to its junction with U.S. Highway 165, thence along U.S. Highway 165 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to the Louisiana-Gulf of Mexico line; 6. between points in Louisiana on and west of highways beginning at the Louisiana-Arkansas State line, thence along Louisiana Highway 7 to its junction with Louisiana Highway 15, thence along Louisiana Highway 15 to its junction with Interstate Highway 20, thence along Interstate Highway 20 to its junction with Louisiana Highway 15, thence along Louisiana Highway 15 to its junction with U.S. Highway 84, thence along U.S. Highway 84 to its junction with the Mississippi River, thence along the Mississippi River to its junction with Louisiana Highway 1, thence along Louisiana Highway 1 to its junction with Louisiana Highway 69, thence along Louisiana Highway 69 to its junction with Louisiana Highway 70, thence along Louisiana Highway 70 to the Louisiana-Gulf of Mexico line, on the one hand, and, on the other, points in Ohio on and north of highways beginning at the Ohio-Indiana State line, thence along U.S. Highway 6 to its junction with Ohio Highway 15, thence along Ohio Highway 15 to its junction with Ohio Highway 65, thence along Ohio Highway 65 to its junction with Interstate Highway 75, thence along Interstate Highway 75 to its junction with U.S. Highway 224, thence along U.S. Highway 224 to its junction with U.S. Highway 250, thence along U.S. Highway 250 to its junction with Ohio Highway 39, thence along Ohio Highway 39 to the Ohio-Pennsylvania State line; 7. between points in Ohio, on the one hand, and, on the other, points in Arkansas on and west of highways beginning at the Arkansas-Missouri State line.

Thence along U.S. Highway 71 to the Arkansas-Louisiana State line; 8. between points in Indiana, on the one hand, and, on the other, points in Louisiana on and west of highways beginning at the Louisiana-Arkansas State line, thence along U.S. Highway 71 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to its junction with Louisiana Highway 82, thence along Louisiana Highway 82 to its junction with Louisiana Highway 333, thence along Louisiana Highway 333 to the Louisiana-Gulf of Mexico line; 9. between points in Indiana on and north of highways beginning at the Indiana-Ohio State line, thence along U.S. Highway 20 to the Indiana-Illinois State line, on the one hand, and, on the other, points in Louisiana on and west of highways beginning at the Gulf of Mexico-Louisiana line, thence along Louisiana Highway 56 to its junction with Louisiana Highway 24, thence along Louisiana Highway 24 to its junction with Louisiana Highway 20, thence along Louisiana Highway 20 to its junction with Louisiana Highway 18, thence along Louisiana Highway 18 to its junction with Louisiana Highway 75, thence along Louisiana Highway 75 to its junction with Louisiana Highway 73, thence along Louisiana Highway 73 to its junction with U.S. Highway 61, thence along U.S. Highway 61 to its junction with the Mississippi River, thence along the Mississippi River to its junction with U.S. Highway 84, thence along U.S. Highway 84 to its junction with U.S. Highway 165.

Thence along U.S. Highway 165 to its junction with Interstate Highway 20, thence along Interstate Highway 20 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to the Louisiana-Arkansas State line; 10. between points in Indiana on and north of highways beginning at the Indiana-Ohio State line, thence along U.S. Highway 24 to the Indiana-Illinois State line, on the one hand, and, on the other, points in Louisiana on and west of highways beginning at the Gulf of Mexico-Louisiana line, thence along Louisiana Highway 56 to its junction with Louisiana Highway 24, thence along Louisiana Highway 24 to its junction with Louisiana Highway 20, thence along Louisiana Highway 20 to its junction with Louisiana Highway 18, thence along Louisiana Highway 18 to its junction with Louisiana Highway 75, thence along Louisiana Highway 75 to its junction with Louisiana Highway 73, thence along Louisiana Highway 73 to its junction with U.S. Highway 61, thence along U.S. Highway 61 to its junction with U.S. Highway 190, thence along U.S. Highway 190 to its junction with U.S. Highway 71, thence along U.S. Highway 71 to its junction with U.S. Highway 165, thence along U.S. Highway 165 to its junction with Interstate Highway 20, thence along Interstate Highway 20 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to the Louisiana-Arkansas State line; 11. between points in Indiana on and north of highways beginning at the Indiana-Ohio State line, thence along U.S. Highway 40 to its junction with U.S. Highway 136.

Thence along U.S. Highway 136 to the Indiana-Illinois State line, on the one hand, and, on the other, points in Louisiana on and west of highways beginning at the Louisiana-Arkansas State line, thence along U.S. Highway 167 to its junction with Interstate Highway 20, thence along Interstate Highway 20 to its junction with U.S. Highway 165, thence along U.S. Highway 165 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to its junction with Louisiana Highway 82, thence along Louisiana Highway 82 to its junction with Louisiana Highway 333, thence along Louisiana Highway 333 to the Louisiana-Guly of Mexico line; 12. between points in Indiana, on the one hand, and, on the other, points in Arkansas on and west of highways beginning at the Missouri-Arkansas State line, thence along U.S. Highway 71 to the Arkansas-Louisiana State line; 13. between points in Arkansas on and west of highways beginning at the Missouri-Arkansas State line, thence along U.S. Highway 65 to its junction with Arkansas Highway 7, thence along Arkansas Highway 7 to its junction with U.S. Highway 67, thence along U.S. Highway 67 to its junction with Arkansas Highway 53, thence along Arkansas Highway 53 to its junction with Arkansas Highway 24, thence along Arkansas Highway 24 to its junction with U.S. Highway 79, thence along U.S. Highway 79 to the Arkansas-Louisiana State line, on the one hand, and, on the other, points in Indiana on and north of highways beginning at the Indiana-Illinois State line, thence along U.S. Highway 74 to the Indiana-Ohio State line; 14. between points in Arkansas on and west of highways beginning at the Missouri-Arkansas State line.

Thence along U.S. Highway 65 to its junction with Arkansas Highway 9, thence along Arkansas Highway 9 to its junction with U.S. Highway 79, thence along U.S. Highway 79 to its junction with Arkansas Highway 7, thence along Arkansas Highway 7 to its junction with U.S. Highway 167, thence along U.S. Highway 167 to the Arkansas-Louisiana State line, on the one hand, and, on the other, points in Indiana on and north of highways beginning at the Indiana-Illinois State line, thence along Indiana Highway 28 to its junction with U.S. Highway 31, thence along U.S. Highway 31 to its junction with U.S. Highway 35, thence along U.S. Highway 35 to its junction with U.S. Highway 24, thence along U.S. Highway 24 to the Indiana-Ohio State line. The purpose of this filing is to eliminate the gateways of Kansas, Illinois, Oklahoma, and Texas.

No. MC 95540 (Sub-No. E421), filed May 9, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Pittsburgh, Pa., to those points in Nevada south of a line beginning at the California-Nevada State line and extending along Nevada Highway 52 to junction Nevada Highway 16, thence along Nevada Highway 16 to junction U.S. Highway 95, thence along U.S. Highway 95 to junction Interstate Highway 15, thence along Interstate Highway 15 to the Nevada-Arizona State line. The purpose of this filing is to eliminate the gateways of Richmond, Va., and Kingsport, Tenn.

No. MC 95540 (Sub-No. E736), filed May 17, 1974. Applicant: WATKINS

MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, coconuts*, and *pineapples*, when moving in the same vehicle and at the same time with bananas, from those points in New York on and east of U.S. Highway 9 to points in Florida. The purpose of this filing is to eliminate the gateway of Jacksonville, Fla.

No. MC 95540 (Sub-No. E737), filed May 17, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd., NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from points in South Carolina, to those points in Colorado on and south of a line beginning at the Colorado-Nebraska State line and extending along Interstate Highway 80 to junction U.S. Highway 285, thence along U.S. Highway 285 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction Colorado Highway 82, thence along Colorado Highway 82 to junction Texas Highway 133, thence along Texas Highway 133 to junction Texas Highway 92, thence along Texas Highway 92 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Colorado-Utah State line. The purpose of this filing is to eliminate the gateways of Jacksonville, Fla., and Gulfport, Miss.

No. MC 102817 (Sub-No. E1), filed May 12, 1974. Applicant: PERKINS FURNITURE TRANSPORT, INC., 5034 Lafayette Rd., Indianapolis, Ind. 46254. Applicant's representative: Robert W. Loser, 320 N. Meridian St., Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *New furniture*, from points in Florida to points in Illinois on and north of a line beginning at the Ohio River and extending along Illinois Highway 13, to junction Illinois Highway 149, thence along Illinois Highway 149 to junction Illinois Highway 3, thence along Illinois Highway 3 to the Mississippi River (Indiana, except Marion County)*; (2) *New furniture*, from points in Florida to points in Iowa, Michigan, Minnesota, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin (Evansville, Huntingburg, Richmond, Batesville, and Indiana)*; (3) *New furniture*, from points in Florida on and east of a line beginning at the Georgia-Florida State line and extending along U.S. Highway 27 to junction Florida Highway 351, thence along Florida Highway 351 to termination at Horeshal Point, to points in Kansas (Evansville, Ind., Huntingburg, Ind., and Indiana)*; (4) *New furniture*, from points in Florida to points in Kentucky, that are both on and north of U.S. Highway 62 and on and east of U.S. Highway 41 (Evansville, Ind., and Indiana)*; (5) *New furniture*, from points in Florida to points in West Virginia north of U.S. Highway 40 (Indiana); (6) *New furniture*, from points in Florida on and south of Florida Highway 60 to points in Pennsylvania on and west of a line beginning at the Maryland-Pennsylvania State line and extending along Interstate Highway 70 to junction U.S. Highway 19, thence along U.S. Highway 19 to junction Pennsylvania Highway 28, thence along Pennsylvania Highway 28 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 219, thence along U.S. Highway 219 to the Pennsylvania-New York State line (Indiana)*; (7) *New furniture*, from points in Florida on and north of Florida Highway 60 to points in New York on and west of a line beginning at the Pennsylvania-New York State line and extending along New York Highway 16 to junction New York Highway 39, thence along New York Highway 39 to junction Alternate U.S. Highway 20, thence along Alternate U.S. Highway 20 to New York Highway 5, thence along New York Highway 5 to junction New York Highway 21, thence along New York Highway 21 to Lake Ontario (Richmond, Ind., and Indiana)*; (8) *New furniture*, from points in Florida to points in Missouri on and north of U.S. Highway 50 (Evansville, Ind., and Indiana)*; (9) *New furniture*, crated or uncrated, and *store and office fixtures*, crated, (a) from points in Illinois that are both on and north of Interstate Highway 74 and Illinois Highway 47 to points in Arkansas (Indiana, except Delphi and Milan)*, (b) from points in Illinois to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, and Virginia (Indiana, except Delphi and Milan)*;

(10) *Store and office fixtures*, uncrated, from points in Illinois on and north of U.S. Highway 50 and on and south of Illinois Highway 17 to points in Delaware, Maryland, New Jersey, New York, Virginia, and the District of Columbia (Indianapolis, Ind.)*; (11) *New furniture* and *store and office fixtures*, crated, from points in Illinois to points in the Lower Peninsula of Michigan, Ohio, Pennsylvania, West Virginia, District of Columbia, points in Kentucky on and east of U.S. Highway 41, points in Tennessee, on and east of Tennessee Highway 13 (Indiana, except Delphi, Tell City, and Milan)*; (12) *New furniture*, crated or uncrated, and *store and office fixtures*, crated, (a) from points in Illinois on and north of a line beginning at the Ohio River and extending along Illinois Highway 13 to junction Illinois Highway 149, thence along Illinois Highway 149 to junction Illinois Highway 3, thence along Illinois Highway 3 to Chester, Ill., to points in Georgia and Florida (points in Indiana except Milan and Delphi)*; (b) from points in Illinois on and east of a line beginning at the Ohio River and extending along Illinois Highway 130 to junction U.S. Highway 45, thence along U.S. Highway 45 to the Wisconsin-Illinois State line, to points in Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin (points in Indiana except Milan and Delphi)*; (13) *New furniture*, uncrated, and *new furniture* in containers when moving with uncrated shipments of the same commodities, from points in Illinois between Illinois Highway 17 on the north and a line beginning at the Kentucky-Illinois State line and extending along Illinois Highway 13 to junction Illinois Highway 149, thence along Illinois Highway 149 to junction Illinois Highway 3, at Chester, on the south, to points in Connecticut, Delaware, Florida, Georgia, Maryland, Massachusetts, Michigan, New Jersey, New York, Ohio, Pennsylvania, Virginia, West Virginia, District of Columbia, points in Kentucky east of U.S. Highway 41 and points in Tennessee east of U.S. Highway 31 (Peru, Huntingburg, Munster, Batesville, Jasper, Richmond, Warsaw, Tell City, Evansville, and Delphi, Ind.)*;

(14) *New furniture*, uncrated, and *new furniture* in containers, when shipped with uncrated furniture, from all points in Indiana to points in Arkansas, Connecticut, Delaware, Florida, Georgia, Iowa, Kansas, Maryland, Massachusetts, Minnesota, Nebraska, New Jersey, New York, North Dakota, South Dakota, Virginia, Wisconsin, and District of Columbia. EXCEPTION: No shipments will be made on traffic from DeKalb, Lagrange, and Steuben Counties, Ind., to points in Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans, or Wyoming Counties, N.Y. (Batesville, Delphi, Evansville, Huntingburg, Jasper, Munster, Peru, Richmond, Tell City, and Warsaw, Ind.)*; and (15) *New furniture, store and office fixtures*, crated, (a) from points in Kentucky on and east of U.S. Highway 41 to points in Illinois on and north of U.S. Highway 50, points in Missouri on and north of U.S. Highway 50, points in Kansas on and north of U.S. Highway 50, points in Iowa, Minneosta, Nebraska, North Dakota, South Dakota, and Wisconsin, points in Michigan on and west of U.S. Highway 23, and to points in the Upper Peninsula of Michigan (Evansville, Huntingburg, Richmond, Batesville, and Indiana)*; and (b) from points in Kentucky on and west of junction Interstate Highway 75 to points in Connecticut, Delaware, Maryland, Massachusetts, Michigan, New Jersey, New York, Ohio, Pennsylvania, District of Columbia, and points in West Virginia on and north of U.S. Highway 40 (Tell City, Batesville, Ind., and Indiana)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107295 (Sub-No. E206), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wallboard*, from the plant site and warehouse facilities of the Upson Company at Bristol, Ind. to

points in that part of Kansas located in and west of Atchison, Jackson, Shawnee, Wabaunsee, Lyon, Chase, Butler and Cowley Counties and to points in Colorado, Nebraska, North Dakota, and South Dakota. The purpose of this filing is to eliminate the gateway of Fort Dodge, Iowa.

No. MC 107295 (Sub-No. E207), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Fiberboard* from the plant site and warehouse facilities of the Upson Company at Bristol, Ind. to points in Arizona, New Mexico, and to points in that part of California located in and south of San Mateo, Santa Clara, Stanislaus, Mariposa, and Mono Counties, and to points in that part of Mississippi located in and west of De Soto, Tate, Lafayette, Calhoun, Webster, Choctaw, Winston, Neshoba, and Lauderdale Counties. The purpose of this filing is to eliminate the gateway of Trumann, Ark. (2) *Fiberboard*, from the plant site and warehouse facilities of the Upson Company at Bristol, Ind. to points in that part of Kansas located in and west of Atchison, Jefferson, Shawnee, Lyon, Chase, Butler, and Cowley Counties and to points in Colorado, Nebraska, and North Dakota. The purpose of this filing is to eliminate the gateway of Fort Dodge, Iowa.

No. MC 107295 (Sub-No. E208), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pre-fabricated buildngs*, complete, knocked down or in sections; (1) from points in that part of Mississippi located in and west of De Soto, Tate, Panola, Tallahatchie, Le Flore, Holmes, Madison, Rankin, Simpson, Jefferson Davis, Marion, Pearl River and Harrison Counties to points in that part of Tennessee located in and west of Robertson, Davidson, Williamson, Marshall, and Lincoln Counties, and to points in that part of Kentucky located in and west of Monroe, Metcalfe, Adair, Casey, Lincoln, Garrard, Madison, Clark, Montgomery, Menifee, Morgan, Elliott, Carter, and Boyd Counties and to points in Indiana; (2) from points in Mississippi to points in New York and Pennsylvania; (3) from points in that part of Mississippi located in and east of De Soto, Tunica, Coahoma, Bolivar, Washington, Sharkey, Yazoo, Hinds, Copicah, Lawrence, Marion, Pearl River, and Hancock Counties to points in that part of Missouri located in and north of Jackson, Lafayette, Saline, Cooper, Boone, Callaway, Montgomery, Warren, St. Charles, and St. Louis Counties. The purpose of this filing is to eliminate the gateway of (1) West Memphis, Ark., (2) points in Illinois and Ohio, (3) points in Illinois.

No. MC 107295 (Sub-No. E209), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete, knocked down, or in sections, (1) from points in that part of Iowa located in and east of Winnebago, Hancock, Wright, Hamilton, Story, Polk, Warren, Clarke, and Decatur Counties, to points in Nevada, New Mexico, and Utah; (2) from points in that part of Iowa located in and east of Winneshiek, Fayette, Buchanan, Benton, Iowa, Keokuk, Jefferson, and Van Buren Counties, to points in Colorado and Idaho; (3) from points in that part of Iowa located in and east of Decatur, Clarke, Lucas, Moore, Mahaska, Keokuk, Iowa, Linn, Jones, and Dubuque Counties, to points in Montana and Wyoming; (4) from points in that part of Iowa located in and south of Decatur, Clarke, Lucas, Monroe, Wapello, Jefferson, Washington, Louisa, Muscatine, and Scott Counties, to points in North Dakota; (5) from points in that part of Iowa located in Scott, Muscatine, Louisa, Des Moines, and Lee Counties, to points in South Dakota; (6) from points in that part of Iowa located in and east of Allamakee, Clayton, Delaware, Jones, Cedar, Muscatine, Louisa, Des Moines, and Lee Counties, to points in Oklahoma; (7) from points in that part of Iowa located in and east of Allamakee, Clayton, Delaware, Jones, Cedar, Muscatine, Louisa, Des Moines, and Lee Counties, to points in Minnesota. The purpose of this filing is to eliminate the gateway of (1) points in Wapello County, Iowa; (2) points in Wapello County, Iowa; (3) points in Wapello County, Iowa; (4) points in Wapello County, Iowa; (5) points in Wapello County, Iowa; (6) Quincy, Ill.; (7) La Crosse, Wis.

No. MC 107295 (Sub-No. E210), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated and precut buildings or houses*, complete, knocked down, or in sections from the District of Columbia to points in Illinois, Indiana, and to points in that part of Kentucky located in and west of Clinton, Wayne, Pulaski, Rockcastle, Jackson, Estill, Powell, Menifee, Rowan, Carter, and Boyd Counties. The purpose of this filing is to eliminate the gateway of points in Ohio.

No. MC 107295 (Sub-No. E211), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated and precut buildings or houses*, complete, knocked down, or in section and all component parts necessary to the construction, erection, or completion of such buildings or houses, when shipped with same (1) from points in that part of Virginia located in and east of Alleghany, Botetourt, Roanoke, Franklin, and Henry Counties to points in Florida; (2) from points in that part of Virginia located in and east of Alleghany, Botetourt, Roanoke, Franklin, and Henry Counties to points in that part of Kentucky located in and west of Oldham, Shelby, Anderson, Mercer, Garrard. The purpose of this filing is to eliminate the gateway of (1) Lumberton, N.C.; (2) points in Tennessee, Rockcastle, Laurel, Knox, and Bell Counties.

No. MC 107295 (Sub-No. E212), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated and precut buildings or houses*, complete, knocked down or in sections from points in that part of North Carolina located in and east of Stokes, Forsyth, Davidson, Rowan, Cabarrus, Mecklenburg, and Union Counties to points in that part of Florida located in, east, and south of Leon and Wakulla Counties. The purpose of this filing is to eliminate the gateway of Lumberton, N.C.

No. MC 107295 (Sub-No. E213), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated and precut buildings or houses*, complete, knocked down, or in sections and *all component parts* necessary to the construction, erection, or completion of such buildings or houses, when shipped with same from points in West Virginia to points in that part of Florida located in, east and south of Leon and Wakulla Counties and to points in that part of South Carolina located in and east of Jasper, Colleton, Dorchester, Orangeburg, Clarendon, Sumter, Florence, Marion, and Dillon Counties. The purpose of this filing is to eliminate the gateway of Lumberton, N.C.

No. MC 107295 (Sub-No. E214), filed May 9, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, (1) from points in Oklahoma to points in Alabama, Florida, Georgia, Mississippi, North Carolina, and South Carolina; (2) from points in that part of Oklahoma located in and south of Roger Mills, Custer, Blaine, Kingfisher, Logan, Lincoln, Creek, Tulsa, Wagoner, Cherokee, and Adair Counties to points in Iowa. The purpose of this filing is to

eliminate the gateway of (1) Pine Bluff, Ark., (2) points in Arkansas.

No. MC 107403 (Sub-No. E526), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia* and *muriatic acid*, in bulk, in tank vehicles, from Freeport, Tex., to points in Ohio (except those that are west of U.S. Highway 23 and south of U.S. Highway 50) and Michigan (except those that are west of U.S. Highway 27 and south of Interstate Highway 96). The purpose of this filing is to eliminate the gateways of Ashland, Ky., and Baton Rouge, La.

No. MC 107403 (Sub-No. E664), filed January 31, 1975. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Dry calcium chloride*, in bulk, in tank vehicles, from points in Kentucky, Indiana, and Michigan to points in Maine. The purpose of this filing is to eliminate the gateways of Painesville, Ohio, Solvay, N.Y., and Springfield, Mass.

No. MC 107403 (Sub-No. E668), filed January 31, 1975. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry calcium chloride*, from those points in Maryland within 150 miles of Monongahela, Pa., to points in Massachusetts, New Hampshire, and Vermont. The purpose of this filing is to eliminate the gateways of Lewistown, Pa., and Solvay, N.Y.

No. MC 107403 (Sub-No. E669), filed January 31, 1975. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry calcium chloride*, in bulk, in tank vehicles, from points in Indiana to points in Connecticut, Massachusetts, New Hampshire, Rhode Island, and Vermont. The purpose of this filing is to eliminate the gateways of Painesville, Ohio, and Solvay, N.Y.

No. MC 107403 (Sub-No. E670), filed January 31, 1975. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Dry calcium chloride*, in bulk, in tank vehicles, from points in Michigan to points in Connecticut, Massachusetts, New Hampshire, Rhode Island, and Vermont. The purpose of this filing is to eliminate the gateways of Painesville, Ohio, and Solvay, N.Y.

No. MC 107515 (Sub-No. E542), filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT, CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd. NE, Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: 1. *unfrozen meat and meat products*, in vehicles equipped with mechanical refrigeration, from Gatesville, N.C. to California, Oregon and Washington, 2. *Meats, meat products, meat by-products*, as described in Section A of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, except commodities in bulk, in vehicles equipped with mechanical refrigeration, from Goldsboro, N.C. to California, Oregon and Washington. The purpose of this filing is to eliminate the gateway of Bristol, Tenn.

No. MC 107515 (Sub-No. E543), filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT, CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd. NE, Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh and cured meats*, other than frozen, in vehicles equipped with mechanical refrigeration, from points in that portion of Tennessee on and east of a line beginning at the Tennessee-Kentucky State line and extending along Alternate U.S. Highway 41 to junction Tennessee Highway 13 thence over Tennessee Highway 13 to the Tennesee-Alabama State line (except that portion of Davidson County formerly known as the City of Nashville, Tenn., and except McMinnville) to Los Angeles, Calif. The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 107515 (Sub-No. E544), filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products*, and *meat by-products*, as described in Section A of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles, and hides), from the plant site of Odom's Sausage Company at or near Madison, Tenn., to points in Washington and Oregon on or west of U.S. Highway 97, El Cerrito, Calif., points in Marin County, Calif., and points in California on, north, or west of a line beginning at San Pablo Bay at or near San Rafael and extending along U.S. Highway 101 to junction California Highway 37, thence along California Highway 37 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction Interstate Highway 5, thence along Interstate Highway 5 to junction U.S. Highway 97, thence along U.S. Highway 97 to the California-Oregon State line. The purpose of this filing is to eliminate the gateway of Bristol, Va.

No. MC 107515 (Sub-No. E565), filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Road NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats*, in vehicles equipped with mechanical refrigeration, from Bristol, Va., to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of points in Tennessee except Nashville.

No. MC 107515 (Sub-No. E571), filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd., NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cheese*, in vehicles equipped with mechanical refrigeration, (1) from South Carolina and North Carolina to California, Oregon, and Washington; (2) from Alabama to Oregon and Washington; (3) from Alabama to that portion of California on and north of a line beginning at the California-Nevada State line and extending along California Highway 4 to junction California Highway 99, thence along California Highway 99 to junction California Highway 152, thence along California Highway 152 to junction U.S. Highway 101, thence along U.S. Highway 101 to junction California Highway 68, thence along California Highway 68 to the Pacific Ocean at or near Monterey, Calif.; and (4) from that portion of Alabama on and north of a line beginning at the Alabama-Mississippi State line and extending along U.S. Highway 82 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Alabama-Florida State line, to that portion of California on and north of a line beginning at the Nevada-California State line and extending along California 127 to junction Interstate Highway 15, thence along Interstate Highway 15 to junction Interstate Highway 10, thence along Interstate Highway 10 to the Pacific Ocean at or near Los Angeles, Calif. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Chattanooga, Tenn.

No. MC 107515 (Sub-No. E574), filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped

with mechanical refrigeration, from points in that portion of Florida on, south, and east of a line beginning at Dead Man's Bay at Steinhatchee, Fla., and extending along Florida State Highway 51 to its junction with U.S. Highway 129, thence over U.S. Highway 129 to the Georgia-Florida State line to Denver, Colo., and points in Colorado on or north of U.S. Highway 6, and to points in Wyoming, Montana, Oregon, Washington, Idaho, and Utah. The purpose of this filing is to eliminate the gateway of Columbus, Ohio.

No. MC 107515 (Sub-No. E575), filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen foods* in vehicles, equipped with mechanical refrigeration, from New York, N.Y., and Glassboro, Haddonfield, Vineland, Swedesboro, and Seabrook, N.J., and (2) *frozen meat*, in vehicles equipped with mechanical refrigeration from Philadelphia, Pa., to points in California, Nevada, Arizona, New Mexico, Colorado, Utah, Idaho, Montana, Wyoming, Oregon, and Washington. The purpose of this filing is to eliminate the gateway of Columbus, Ohio.

No. MC 107515 (Sub-No. E577, filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen foods*, in vehicles equipped with mechanical refrigeration, from points in Michigan on or east of a line beginning at Saginaw Bay and extending along Michigan Highway 247 to junction Michigan Highway 13, thence along Michigan Highway 13 to junction U.S. Highway 23, thence along U.S. Highway 23 to the Ohio-Michigan State line to points in Colorado; (2) *Frozen foods*, in vehicles equipped with mechanical refrigeration, from points in that portion of the Lower Peninsula of Michigan on or south of Michigan Highway 72 to points in Utah. The purpose of this filing is to eliminate the gateway of Columbus, Ohio.

No. MC 110817 (Sub-No. E44), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, equipment, materials,* and *supplies* used in, or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and *machinery, equipment, materials, and supplies* used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines (including the stringing and picking up thereof); (2) *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities to or from holes or wells; (3) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmisson of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way; and (4) *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, between points in Arkansas, on the one hand, and, on the other, points in New Mexico. Restriction: The operations authorized herein are restricted to the transportation of traffic originating at or destined to pipeline rights-of-way. The purpose of this filing is to eliminate the gateway of any point in Texas.

No. MC 110817 (Sub-No. E45), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, equipment, materials, and supplies* used in, or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and *machinery, equipment, materials, and supplies* used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines (including the stringing and picking up thereof); (2) *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities to or from holes or wells; (3) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way; and (4) *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, between points in Louisiana, on the one hand, and, on the other, points in New Mexico. Restriction: The operations authorized herein are restricted to the transportation of traffic originating at or destined to pipeline rights-of-way. The purpose of this filing is to eliminate the gateway of any point in Texas.

No. MC 110817 (Sub-No. E46), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, equipment, materials, and supplies* used in, or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and *machinery, equipment, materials, and supplies* used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines (including the stringing and picking up thereof); (2) *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities to or from holes or wells; (3) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way; and (4) *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, between points in Arkansas, on the one hand, and, on the other, points in Arizona. Restriction:

The operations authorized herein are restricted to the transportation of traffic originating at or destined to pipeline rights-of-way. The purpose of this filing is to eliminate the gateway of any point in Texas.

No. MC 110817 (Sub-No. E55), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, except the picking up or stringing of pipe in connection with main or trunk pipe lines; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells;

(3) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Kansas on and south of a line beginning at the Kansas-Colorado State line, thence along U.S. Highway 50 to junction U.S. Highway 156, thence along U.S. Highway 156 to junction Kansas Highway 19, thence along Kansas Highway 19 to junction U.S. Highway 281, thence along U.S. Highway 281 to junction U.S. Highway 54, thence along U.S. Highway 54 to junction Kansas Highway 96, thence along Kansas Highway 96 to junction Kansas Highway 47, thence along Kansas Highway 47 to junction U.S. Highway 59, thence along U.S. Highway 59 to the Kansas-Oklahoma State line, on the one hand, and, on the other, points in that part of Illinois on and south of a line beginning at the Illinois-Missouri State line, thence along Illinois Highway 156 to junction Illinois Highway 13, thence along Illinois Highway 13 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Illinois Highway 127, thence along Illinois Highway 127 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 45, thence along U.S. Highway 45 to junction Illinois Highway 15, thence along Illinois Highway 15 to the Illinois-Indiana State line. The purpose of this filing is to eliminate the gateway of any points in Oklahoma.

No. MC 110817 (Sub-No. E57), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, except the picking up or stringing of pipe in connection with main or trunk pipe lines; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Missouri on, south and east of a line beginning at the State line, thence along U.S. Highway 59 to junction Missouri Highway 116, thence along Missouri Highway 116 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Missouri-Iowa State line, on the one hand, and, on the other, points in that part of Colorado on and south of a line beginning at the Utah-Colorado State line, thence along U.S. Highway 50 to the Colorado-Kansas State line. The purpose of this filing is to eliminate the gateway of any points in Oklahoma.

No. MC 110817 (Sub-No. E58), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irreguar routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, except the picking up or stringing of pipe in connection with main or trunk pipe lines; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Missouri on and south of a line beginning at the Kansas-Missouri State line, thence along U.S. Highway 54 to junction Missouri Highway 5, thence along Missouri Highway 5 to junction Missouri Highway 7, thence along Missouri Highway 7 to junction U.S. Highway 66, thence along U.S. Highway 66 to the Missouri-Illinois State line, on the one hand, and, on the other, points in that part of Colorado on and south of a line beginning at the Colorado-Wyoming State line, thence along U.S. Highway 87 to junction Colorado Highway 52, thence along Colorado Highway 52 to junction Colorado Highway 6, thence along Colorado Highway 6 to junction U.S. Highway 34, thence along U.S. Highway 34 to the Colorado-Nebraska State line. The purpose of this filing is to eliminate the gateway of any point in Oklahoma.

No. MC 110817 (Sub-No. E64), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Louisiana on the one hand, and, on the other, points in Oklahoma. The purpose of this filing is to eliminate the gateway of any point in Texas.

No. MC 110817 (Sub-No. E66), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum; (2) *earth*

drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water or sewage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Missouri on and east of a line beginning at the Iowa-Missouri State line, thence along Missouri Highway 15 to junction Missouri Highway 22, thence along Missouri Highway 22 to junction Missouri Highway 19, thence along Missouri Highway 19 to the Missouri-Arkansas State line, on the one hand, and, on the other, points in that part of Kansas on and south of a line beginning at the Kansas-Colorado State line, thence along U.S. Highway 160 to the Kansas-Missouri State line. The purpose of this filing is to eliminate the gateway of any point in Oklahoma.

No. MC 110817 (Sub-No. E67), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Missouri on, east and south of a line beginning at the Iowa-Missouri State line, thence along U.S. Highway 69, to junction Missouri Highway 13, thence along Missouri Highway 13 to junction Missouri Highway 2, thence along Missouri Highway 2 to the Missouri-Kansas State line, on the one hand, and, on the other, points in that part of Kansas on, south and west of a line beginning at the Kansas-Colorado State line, thence along U.S. Highway 160 to junction U.S. Highway 283, thence along U.S. Highway 283 to the Kansas-Oklahoma State line. The purpose of this filing is to eliminate the gateway of any point in Oklahoma.

No. MC 110817 (Sub-No. E68), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Missouri on, south and west of a line beginning at the Kansas-Missouri State line, thence along U.S. Highway 54 to junction Missouri Highway 39, thence along Missouri Highway 39 to the Missouri-Arkansas State line, on the one hand, and, on the other, points in that part of Kansas on and west of a line beginning at the Kansas-Nebraska State line, thence along Kansas Highway 15 to junction US Highway 56, thence along US Highway 56 to junction Kansas Highway 14, thence along Kansas Highway 14 to junction US Highway 50, thence along US Highway 50 to junction US Highway 183, thence along US Highway 183 to the Kansas-Oklahoma-State line. The purpose of this filing is to eliminate the gateway of any point in Oklahoma.

No. MC 110817 (Sub-No. E-69), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Missouri on, south and east of a line beginning at the Missouri-Illinois State line, thence along U.S. Highway 60 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction Missouri Highway 17, thence along Missouri Highway 17 to the Missouri-Arkansas State line, on the one hand, and, on the other, points in that part of Kansas on, west and south of a line beginning at the Kansas-Nebraska State line, thence along Kansas Highway 99 to junction Kansas Highway 16, thence along Kansas Highway 16 to junction Kansas Highway 116, thence along Kansas Highway 116 to the Kansas-Missouri State line. The purpose of this filing is to eliminate the gateway of any point in Oklahoma.

No. MC 110817 (Sub-No. E70), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in that part of Kansas on and west of a line beginning at the Kansas-Nebraska State line, thence along U.S. Highway 75 to junction Kansas Highway 47, thence along Kansas Highway 47 to junction U.S. Highway 169, thence along U.S. Highway 169 to the Kansas-Oklahoma State line, on the one hand, and, on the other, points in Arkansas. The

purpose of this filing is to eliminate the gateway of any point in Oklahoma or Texas.

No. MC 110817 (Sub-No. E71), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Arkansas, on the one hand, and, on the other, points in Nevada. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E72), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined pipeline rights-of-way, between points in Arkansas, on the one hand, and, on the other, points in Utah. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E73), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Arkansas, on the one hand, and, on the other, points in Colorado. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E74), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Arkansas, on the one hand, and, on the other, points in Montana. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E75), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Arkansas, on the one hand, and, on the other, points in Wyoming. The purpose of this filing is to eliminate the gateway of any points in Texas or Oklahoma.

No. MC 110817 (Sub-No. E96), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Louisiana, on the one hand, and, on the other, points in Montana. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E77), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Louisiana, on the one hand, and, on the other, points in Kansas. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E78), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Louisiana, on the one hand, and, on the other points in Colorado. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E79), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Louisiana, on the one hand, and, on the other, points in Wyoming. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E80), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Louisiana, on the one hand, and, on the other, points in Utah. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E81), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor

vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipelines rights-of-way, between points in Louisiana, on the one hand, and, on the other, points in Nevada. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E82), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Oklahoma, on the one hand, and, on the other, points in Montana. The purpose of this filing is to eliminate the gateway of any point in Texas.

No. MC 110817 (Sub-No. E84), filed May 19, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in Colfax and Union Counties, N. Mex., on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the International Boundary line between the United States and Canada, thence along Montana Highway 91 to the U.S. Highway 89, thence along U.S. Highway 89 to the Montana-Wyoming State line. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E85), filed May 19, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Texas 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in New Mexico, (except points in Valencia, McKinley, San Juan, Rio Arriba, Taos, Colfax, and Union Counties), on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the International Boundary line between the United States and Canada, thence along Montana Highway 232 to junction U.S. Highway 87, thence along U.S. Highway 87 to junction Montana Highway 230, thence along to junction U.S. Highway 87, thence along U.S. Highway 87 to junction U.S. Highway 191, thence along U.S. Highway 191 to junction Interstate Highway 90, thence along Interstate Highway 90 to junction U.S. Highway 89, thence along U.S. Highway 89 to the Montana-Wyoming State line. The purpose of this filing is to eliminate the gateway of any point in Texas or Oklahoma.

No. MC 110817 (Sub-No. E86), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, except the picking up or stringing of pipe in connection with main or trunk pipe lines; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in Mississippi, on the one hand, and, on the other, points in Montana. The purpose of this filing is to eliminate the gateway of any point in Texas.

No. MC 110817 (Sub-No. E87), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, tranporting: (1) *Machinery, materials, supplies,* and *equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, except the picking up or stringing of pipe in connection with main or trunk pipelines; (2) *Earth drilling machinery and equipment,* and *machinery, equipment,* materials, supplies, and pipe incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities to or from holes or wells; and (3) *Machinery, equipment, materials,* and *supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Missouri on and south of a line beginning at the Kansas-Missouri State line, thence along Missouri Highway 150 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Missouri Highway 13, thence along Missouri Highway 13 to junction U.S. Highway 24.

Thence along U.S. Highway 24 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction Missouri Highway 41, thence along Missouri Highway 41 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction Missouri Highway 5, thence along Missouri Highway 5 to junction Missouri Highway 124, thence along Missouri Highway 124 to junction Missouri Highway 22, thence along Missouri Highway 22 to junction U.S. Highway 54, thence along U.S. Highway 54 to the Missouri-Illinois State line, on the one hand, and, on the other, points in that part of Montana on and west of a line beginning at the United States-Canada International Boundary line, thence along U.S. Highway 91 to junction U.S. Highway 89, thence along U.S. Highway 89 to Montana Highway 200, thence along Montana Highway 200 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Montana-Wyoming State line. The purpose of this filing is to eliminate the gateway of any point in Texas.

No. MC 110988 (Sub-No. E5), (Correction), filed October 13, 1974, published in the FEDERAL REGISTER November 25, 1974. Applicant: SCHNEIDER TANK LINES, INC., 200 W. Cecil St., Neenah, Wis. 54956. Applicant's representative: Neil A. Du Jardin (same as above). Authority

sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Corn products*, in bulk, in tank vehicles (except corn oil in bulk), from Dayton, Ohio, to points in Minnesota (the storage facilities of The Hubinger Co., at Elk Grove Village, Ill.)*; (7) *Chromium sulphate*, in bulk, in tank vehicles, from South Beloit, Ill., to points in Colorado, points in that part of Kentucky on and east of U.S. Highway 45, points in that part of Indiana on and south of a line beginning at the Illinois-Indiana State line, thence along U.S. Highway 40 to junction Indiana Highway 67, thence along Indiana Highway 67 to the Indiana-Ohio State line, points in that part of Ohio on, south, and east of a line beginning at the Indiana-Ohio State line, thence along Ohio Highway 29 to junction U.S. Highway 127, thence along U.S. Highway 127 to the Ohio-Michigan State line, and points in that part of Minnesota on, west, and north of a line beginning at the Minnesota-Iowa State line, thence along U.S. Highway 59 to junction Minnesota Highway 23, thence along Minnesota Highway 23 to the Minnesota-Wisconsin State line (Milwaukee, Wis.)*. Restriction: The operations authorized above are restricted to the transportation of traffic originating at the plant site and warehouse facilities of the Cargill Co., Inc., at Dayton, Ohio. The purpose of this filing is to eliminate the gateways indicated by asterisks above. The purpose of this partial correction is to correct the territorial description in (7) above, and to include all the numbers in the restriction. The remainder of this letter-notice remains as previously published.

No. MC 111170 (Sub-No. E1), filed May 13, 1974. Applicant: WHEELING PIPE LINE, INC., P.O. Box 1718, El Dorado, Ark. 71730. Applicant's representative: Tom E. Moore (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum and petroleum products*, as described in Appendix XIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, in bulk, in tank vehicles, from points in that part of Texas bounded by a line beginning at the Texas-Louisiana State line and extending along U.S. Highway 84 to Rush, Tex., thence along U.S. Highway 79 to Tyler, Tex., thence along U.S. Highway 271 to Mount Pleasant, Tex., thence along U.S. Highway 67 to the Texas-Arkansas State line and thence along the Texas-Arkansas State line and the Texas-Louisiana State line to point of beginning to points in that part of Mississippi located on and north of U.S. Highway 80; (2) *Petroleum and petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, except liquefied petroleum gas, natural gasoline, and those petroleum products which are also described as acids or chemicals in Appendix XV to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (a) from points in that part of Texas bounded by a line beginning at the Texas-Louisiana State line and extending along U.S. Highway 84 to Rush, Tex.

Thence along U.S. Highway 79 to Tyler, Tex., thence along U.S. Highway 271 to Mount Pleasant, Tex., thence along U.S. Highway 67 to the Texas-Arkansas State line and thence along the Texas-Arkansas State line and the Texas-Louisiana State line to point of beginning to points in that part of Missouri bounded on the west by U.S. Highway 65 and on the east by Missouri Highway 5 (except points within 200 miles of Conway, Ark.), and points in Illinois; (b) from points in Warren County, Miss., and points in that part of Louisiana located on and north of U.S. Highway 84 to points in Missouri (except points east of Missouri Highway 5 and within 200 miles of Conway, Ark.), and to points in Illinois. The purpose of this filing is to eliminate the gateway of points in Union County, Ark.). (3) *Petrochemicals*, in bulk, in tank vehicles, from points in that part of Texas bounded by a line beginning at the Texas-Louisiana State line and extending along U.S. Highway 84 to Rush, Tex., thence along U.S. Highway 79 to Tyler, Tex., thence along U.S. Highway 271 to Mount Pleasant, Tex., thence along U.S. Highway 67 to the Texas-Arkansas State line and thence along the Texas-Arkansas State line and the Texas-Louisiana State line to point of beginning to points in Georgia, South Carolina, and North Carolina. The purpose of this filing is to eliminate the gateway of Crossett, Ark.). (4) *Petro-chemicals*, in bulk, in tank vehicles, from points in Warren and Washington Counties. Miss., to points in Oklahoma. The purpose of this filing is to eliminate the gateway of Malvern, Ark.). (5) *Petro-chemicals*, in bulk, in tank vehicles, from points in that part of Texas beginning at the Texas-Louisiana State line and extending along U.S. Highway 84 to Rush, Tex., thence along U.S. Highway 79 to Tyler, Tex., thence along U.S. Highway 271 to Mount Pleasant, Tex., thence along U.S. Highway 67 to the Texas-Arkansas State line and thence along the Texas-Arkansas State line and the Texas-Louisiana State line to point of beginning to points in Tennessee, restricted against the transportation of fertilizer and fertilizer ingredients. The purpose of this filing is to eliminate the gateway of Chicot County, Ark.

No. MC 112617 (Sub-No. E46), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gas*, in bulk, in tank vehicles, from the terminal of Warren Petroleum Company at or near Crossville, Ill., to points in that part of Kentucky on and east of a line beginning at the Indiana-Kentucky State line extending along U.S. Highway 41 to the Kentucky-Tennessee State line. The purpose of this filing is to eliminate the gateway of the pipeline terminal of the Texas Eastern Transmission Corp., at or near Princeton, Gibson County, Ind.

No. MC 112617 (Sub-No. E67), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Whiskey*, in bulk, in tank vehicles, from points in that part of Maryland on and east of a line begining at Baltimore, Md., extending along Interstate Highway 83 to the Pennsylvania-Maryland State line, and points in that part of Pnensylvania on, east, and south of a line beginning at the Maryland-Pennsylvania State line extending along Interstate Highway 83 to junction Interstate Highway 81, thence along Interstate Highway 81 to Scranton, Pennsylvania, thence along Interstate Pennsylvania Highway 590 to the New York-Pennsylvania State line, to points in Illinois, Indiana, Tullahoma, Okla., and points in that part of Ohio on and south of a line beginning at the Ohio-Pennsylvania State line extending along Interstate Highway 70 to the Ohio-Indiana State line. The purpose of this filing is to eliminate the gateway of any point in Kentucky.

No. MC 112617 (Sub-No. E94), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gases*, in bulk, in tank vehicles, from Ficklin, Ill., to points in Alabama, Georgia, Florida, Mississippi, North Carolina, South Carolina, and Tennessee. The purpose of this filing is to eliminate the gateway of Doe Run, Ky., or Calvert City, Ky., or West Henderson, Ky.

No. MC 112617 (Sub-No. E104), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bituminous materials*, used in the construction, improvement, and maintenance of highways, over irregular routes, from points in Jefferson County, Ky., and points in that part of Kentucky on, north, and west of a line beginning at the Indiana-Kentucky State line extending along Interstate Highway 64 to junction Interstate Highway 75, thence along Interstate Highway 75 to the Kentucky-Ohio State line, to points in Tennessee. The purpose of this filing is to eliminate the gateway of Bowling Green, Ky.

No. MC 112617 (Sub-No. E110), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as

a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Charleston, Tenn., to points in Missouri and Wisconsin. The purpose of this filing is to eliminate the gateway of Doe Run or Calvert City, Ky.

No. MC 112617 (Sub-No. E111), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, as described in Appendix XV to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Seymour, Ind., and Freeman Field (near Seymour), Ind., to points in Arkansas, Florida, and Louisiana. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E112), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petroleum asphalt*, in bulk, in tank vehicles, from points in Davidson County, Tenn., to points in that part of Indiana on and east of a line beginning at the Indiana-Kentucky State line extending along Interstate Highway 65 to the Indiana-Illinois State line. The purpose of this filing is to eliminate the gateway of the site of the Kentucky Asphalt Terminal, located at or near Louisville, Ky.

No. MC 112617 (Sub-No. E113), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles (except those which are petroleum products and are listed in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209), in bulk, in tank vehicles, from Huntington, W. Va., to points in those parts of Alabama and Tennessee, on and west of a line beginning at the Alabama-Florida State line extending along Interstate Highway 65 to the Kentucky-Tennessee State line. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E114), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Robertson County, Tenn., to points in Maryland. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E115), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 (except petroleum products described in Appendices XIV and XV to the report in Descriptions case, *supra*), in bulk, in tank vehicles, from Seymour, Ind., and Freeman Field (near Seymour), Ind., to points in that part of New York on and east of a line beginning at the New York-Pennsylvania State line extending along Interstate Highway 81 to the United States-Canada International Boundary line. The purpose of this filing is to eliminate the gateway of the refineries at or near Leach, Ky.

No. MC 112617 (Sub-No. E116), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Whiskey*, in bulk, in tank vehicles, from points in that part of Illinois on and south of a line beginning at the Iowa-Illinois State line extending along Interstate Highway 74 to the Illinois-Indiana State line, and points in that part of Indiana on and south of a line beginning at the Illinois-Indiana State line extending along Interstate Highway 74 to the Indiana-Ohio State line, to Providence, R.I., and Stamford, Conn. The purpose of this filing is to eliminate the gateway of Bardstown, Ky.

No. MC 112617 (Sub-No. E117), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Whiskey*, in bulk, in tank vehicles, from Cincinnati, Ohio, and Lawrenceburg, Ind., to points in that part of Illinois on and south of a line beginning at the Iowa-Illinois State line extending along Interstate Highway 74 to the Illinois-Indiana State line, and points in Massachusetts. The purpose of this filing is to eliminate the gateway of Louisville, Ky.

No. MC 114019 (Sub-No. E142), (Correction), filed May 9, 1974, published in the FEDERAL REGISTER June 14, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, household goods as defined by the Commission, classes A and B explosives, livestock, commodities in bulk, and commodities requiring special equipment); (1) from Jeffersonville, Ind., to Sparrows Point and Baltimore, Md., New York, N.Y., and points within 30 miles of New York, N.Y., points in that part of New Jersey, Delaware, and Maryland, which are located within 30 miles of Philadelphia, Pa., points in that part of New York on and west of a line beginning at Windsor Beach, and extending to Rochester, thence along U.S. Highway 15 to Wayland, thence along New York Highway 245 to Dansville, thence along New York Highway 36 to junction New York Highway 21, thence along New York Highway 21 to Andover, and thence along New York Highway 17 to the New York-Pennsylvania State line and points in Pennsylvania and West Virginia; (2) from Jeffersonville, Ind., to points in the Upper Peninsula of Michigan, Minnesota, North Dakota, South Dakota, Wyoming, and points in Iowa on and north of Iowa Highway 2 from the Illinois-Iowa State line to junction U.S. Highway 59, and on and west of U.S. Highway 59 from its junction with Iowa Highway 2 to the Nebraska-Kansas State line, points in Nebraska, on and north of U.S. Highway 136 from the Missouri-Nebraska State line to junction U.S. Highway 183, and on and west of U.S. Highway 183 from said junction to the Nebraska-Kansas State line, those in Kansas on and west of U.S. Highway 183 from the Nebraska-Kansas State line to junction Kansas Highway 96 and on and north of Kansas Highway 96 from said junction to the Kansas-Colorado State line, and those in Colorado on, north, and west of Colorado Highway 96 from the Colorado-Kansas State line to junction U.S. Highway 385, thence along U.S. Highway 385 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 350, thence along U.S. Highway 350 to junction Interstate Highway 25, thence along Interstate Highway 25 to the Colorado-New Mexico State line. The purpose of this filing is to eliminate the gateway of points in Ohio and Utica, Ill. The purpose of this correction is to correct the commodity description.

No. MC 114019 (Sub-No. E364), (Correction), filed May 24, 1974, published in the FEDERAL REGISTER March 3, 1975. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Drugs, medicine, toilet preparations, surgical dressings, swabs, and absorbent cotton*, from Jefferson City, Mo., to points in New York and New Jersey within 40 miles of City Hall, New York, N.Y. The purpose of this filing is to eliminate the the gateway of Perth Amboy, N.J. The purpose of this correction is to clarify the territory description.

No. MC 114019 (Sub-No. E368), (Correction), filed May 16, 1974, published in the FEDERAL REGISTER March 3, 1975. Applicant: MIDWEST EMERY FREIGHT

SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (other than frozen), *bird and fish foods* (pet foods), *pet supplies*, *pressed wood pulp*, impregnated (fire starters), and *brass and silver polishes*, liquid, in cans, from Rochester, N.Y., to points in Wisconsin on and west of a line beginning at the Wisconsin-Illinois State line extending along U.S. Highway 80 to junction Wisconsin Highway 13, thence along Wisconsin Highway 13 to the Wisconsin-Michigan State line (except in bulk, in tank vehicles). The purpose of this filing is to eliminate the gateway of Muscatine, Iowa. The purpose of this correction is to expand the territorial description.

No. MC 114019 (Sub-No. E400), (Correction), filed May 19, 1974, published in the FEDERAL REGISTER February 25, 1975. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products* as described in Section B of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from Des Moines, Iowa, to those points in Pennsylvania north and east of a line beginning at the West Virginia-Pennsylvania State line and extending along U.S. Highway 22 to junction U.S. Highway 219, thence along U.S. Highway 219 to the Pennsylvania-Maryland State line, West Virginia, those points in Ohio on and north of a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 20 to junction Ohio Highway 120, and points on and south of U.S. Highway 40 to the West Virginia-Ohio State line, and Columbus, Mansfield, Massillon, Akron, Canton, Wooster, Ashland, Galion, Lima, Findlay, Toledo, Sandusky, Lorain, Elyria, Avon, Cleveland, Marion, and Bryan, Ohio. The purpose of this filing is to eliminate the gateway of Defiance, Ohio. The purpose of this correction is to clarify the territorial description.

No. MC 114019 (Sub-No. E425), (Correction), filed June 5, 1974, published in the FEDERAL REGISTER February 24, 1975. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, and liquid commodities in bulk, between those points in Ohio south of U.S. Highway 40, on the one hand, and, on the other, Youngstown, Ohio. The purpose of this filing is to eliminate the gateway of Wheeling, W. Va. The purpose of this correction is to correct the "E" number, previously published as E423.

No. MC 114211 (Sub-No. E816), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cast iron pressure pipe and fittings and accessories* therefor when moving with such pipe, the transportation of which, because of size or weight, requires special equipment, from points in that part of Iowa on and northwest of a line beginning at the Iowa-Minnesota State line extending along U.S. Highway 69 to junction U.S. Highway 20, thence along U.S. 20 to junction U.S. Highway 169, thence along U.S. Highway 169 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 34, thence along U.S. Highway 34 to the Iowa-Nebraska State line, to points in that part of Arkansas on and south of a line beginning at the Tennessee-Arkansas State line extending along Interstate Highway 40 west to the Arkansas-Oklahoma State line. The purpose of this filing is to eliminate the gateways of Omaha, Nebr., and Council Bluffs, Iowa.

No. MC 114211 (Sub-No. E817), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery*, between that part of Minnesota on, south, and east of a line beginning at the South Dakota-Minnesota State line extending along U.S. Highway 12 to junction Minnesota Highway 29, thence along Minnesota Highway 29 to junction Interstate Highway 94, thence along Interstate Highway 94 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction Minnesota Highway 15, thence along Minnesota Highway 15 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction Minnesota Highway 60, thence along Minnesota Highway 60 to junction Minnesota Highway 60/30, thence along Minnesota Highway 60/30 to junction Minnesota Highway 60, thence along Minnesota Highway 60 to the Iowa-Minnesota State line, on the one hand, and, on the other, points in that part of Kansas on and west of a line beginning at the Nebraska-Kansas State line extending along U.S. Highway 75 to the Kansas-Oklahoma State line. The purpose of this filing is to eliminate the gateways of Council Bluffs, Iowa, Omaha, Beatrice, and Nebraska City, Nebr.

No. MC 114211 (Sub-No. E818), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural and industrial implements, and parts* therefor when moving in mixed loads with such machinery and equipment (except, in each instance, commodities which because of size or weight require the use of special equipment, and except commodities described in *Mercer Extension-Oil Field Commodities*, 74 M.C.C. 459), from Bloomington, Ill., to points in California, Arizona, and to points in that part of Utah on and south of a line beginning at the Nevada-Utah State line extending along U.S. Highway 50 to junction U.S. Highway 163, thence along U.S. Highway 163 to junction Utah Highway 46, thence along Utah Highway 46 to the Utah-Colorado State line, and to points in that part of Nevada on and south of a line beginning at the Oregon-Nevada State line extending along U.S. Highway 95 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction Nevada Highway 8A, thence along Nevada Highway 8A to junction U.S. Highway 50, thence along U.S. Highway 50 to the Nevada-Utah State line, restricted to the transportation of shipments originating at the above-named origin. The purpose of this filing is to eliminate the gateway of Claremore, Okla.

No. MC 114211 (Sub-No. E819), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors* (except those with vehicle beds, bed frames, and fifth wheels), *equipment* designed for use in conjunction with tractors, *attachments* for the above-described commodities, and *parts* of the commodities described above, in mixed loads with such commodities, from Dubuque, to points in Washington, Oregon, Montana, Nevada, and to points in that part of Idaho on and northwest of a line beginning at the Wyoming-Idaho State line extending along U.S. Highway 89 to junction U.S. Highway 30N, thence along U.S. Highway 30N to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 30N, thence along U.S. Highway 30N to junction Interstate Highway I–15W, thence along Interstate Highway I–15W to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 93, thence along U.S. Highway 93 to the Idaho-Nevada State line, and to points in that part of Wyoming on and north of a line beginning at the South Dakota-Wyoming State line extending along Wyoming Highway 111 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction Interstate Highway 90, thence along Interstate Highway 90 to junction U.S. Highway 16,

thence along U.S. Highway 16 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Wyoming Highway 120, thence along Wyoming Highway 120 to junction U.S. Highways 16, 14, and 20, thence along U.S. Highways 16, 14, and 20 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction Wyoming Highway 22, thence along Wyoming Highway 22 to the Wyoming-Idaho State line, and to points in that part of California on and northwest of a line beginning at the Arizona-California State line extending along U.S. Highway 66 to junction Interstate Highway 15, thence along Interstate Highway 15 to junction Interstate Highway 5, thence along Interstate Highway 5 to the United States-Mexico Boundary line. The purpose of this filing is to eliminate the gateways of that part of Fargo, N. Dak., Commercial Zone located in Moorhead, Minn.

No. MC 114211 (Sub-No. E820), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery* and *parts* thereof, between points in that part of Nebraska on and west of a line beginning at the Iowa-Nebraska State line extending along Nebraska Highway 2 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Nebraska-Kansas State line (excluding Nebraska City, Nebr.), thence along the Nebraska-Kansas State line to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Iowa State line, on the one hand, and, on the other, points in Colorado, Kansas, and Oklahoma restricted against the transportation of commodities the transportation of which, because of size or weight, requires the use of special equipment or special handling and restricted against the transportation of those commodities described in *Mercer Extension-Oil Field Commodities*, 74 M.C.C. 459. The purpose of this filing is to eliminate the gateway of Beatrice, Nebr.

No. MC 114211 (Sub-No. E821), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery* and *parts* thereof, between points in that part of Wyoming on and west of a line beginning at the Montana-Wyoming State line extending along Wyoming Highway 120 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Interstate Highway 25, thence along Interstate Highway 25 to junction U.S. Highway 85, thence along U.S. Highway 85 to the Colorado-Wyoming State line, on the one hand, and, on the other, points in that part of North Dakota on and east of a line beginning at the Minnesota-North Dakota State line extending along Interstate Highway 94 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction North Dakota Highway 200, thence along North Dakota Highway 200 to junction Interstate Highway 29, thence along Interstate Highway 29 to junction U.S. Highway 2, thence along U.S. Highway 2 to the Minnesota-North Dakota State line, restricted against the transportation of commodities the transportation of which, because of size or weight, requires the use of special equipment or special handling and restricted against the transportation of commodities described in *Mercer Extension-Oil Field Commodities*, 74 M.C.C. 459. The purpose of this filing is to eliminate the gateways of points in South Dakota and Nassua, Minn.

No. MC 114211 (Sub-No. E822), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Concrete pipe making machinery* and, when moving with concrete pipe making machinery with which it is to be used, *parts of such machinery and auxiliary equipment to be used therewith*, and commodities, the transportation of which, because of size or weight, requires special equipment, from points in that part of Nebraska on and north of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 20 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 83, thence along U.S. Highway 83 to the South Dakota-Nebraska State line, to points in Mississippi, Alabama, Georgia, and Florida. The purpose of this filing is to eliminate the gateway of Waterloo, Iowa.

No. MC 114211 (Sub-No. E823), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Concrete pipe making machinery* and, when moving with concrete pipe making machinery with which it is to be used, *parts of such machinery and auxiliary equipment to be used therewith*, and commodities the transportation of which, because of size or weight, require the use of special equipment, from points in Nebraska, to points in that part of Florida on and east of a line beginning at the Florida-Georgia State line extending along Florida Highway 145 to junction Florida Highway 14, thence along Florida Highway 14 to junction U.S. Highway 221, thence along U.S. Highway 221 to junction U.S. Highway 27, thence along U.S. Highway 361, thence along U.S. Highway 361 to the Gulf of Mexico and to points in that part of Georgia on and east of a line beginning at the South Carolina-Georgia State line extending along Georgia Highway 72 to junction U.S. Highway 129, thence along U.S. Highway 129 to junction Interstate Highway 75, thence along Interstate Highway 75 to the Florida-Georgia State line. The purpose of this filing is to eliminate the gateway of Waterloo, Iowa.

No. MC 114211 (Sub-No. E824), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Concrete pipe making machinery* and, when moving with concrete pipe making machinery with which it is to be used, *parts of such machinery and auxiliary equipment to be used therewith*, and commodities, the transportation of which, because of size or weight, requires special equipment, from points in that part of Nebraska on and west of a line beginning at the South Dakota-Nebraska State line extending along U.S. Highway 83 to the Kansas-Nebraska State line, to points in Georgia, Florida, and to points in that part of Alabama on and east of a line beginning at the Tennessee-Alabama State line extending along Alabama Highway 17 to junction U.S. Highway 43, thence along U.S. Highway 43 to junction U.S. Highway 78, thence along U.S. Highway 78 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction Alabama Highway 5, thence along Alabama Highway 5 to junction U.S. Highway 43, thence along U.S. Highway 43 to junction U.S. Highway 84, thence along U.S. Highway 84 to junction Alabama Highway 21, thence along Alabama Highway 21 to the Alabama-Florida State line. The purpose of this filing is to eliminate the gateway of Waterloo, Iowa.

No. MC 114211 (Sub-No. E825), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and parts thereof*, between points in Wyoming, on the one hand, and, on the other, points in that part of Missouri on and west of a line beginning at the Iowa-Missouri State line and extending along U.S. Highway 63 to junction Business Route U.S. Highway 63, thence along Business Route U.S. Highway 63 through Moberly, Mo., to junction U.S. Highway 63, thence along U.S. Highway 63 to junction Business Route U.S. Highway 63, thence along Business Route U.S. Highway 63 through Columbia, Mo., to junction U.S. Highway 63, thence along U.S. Highway 63 to junction Missouri Highway 137, thence along Missouri Highway 137 to junction Texas County Highway T, thence along Texas County Highway T to junction U.S. Highway 63, thence

along U.S. Highway 63 to junction Business Route U.S. Highway 63, thence along Business Route U.S. Highway 63 through West Plains, Mo., to junction U.S. Highway 63, thence along U.S. Highway 63 to the Missouri-Arkansas State line, thence along the Missouri-Arkansas State line to junction Missouri-Oklahoma State line, thence along the Missouri-Oklahoma State line to junction U.S. Highway 66, thence along U.S. Highway 66 to junction Missouri Highway 97, thence along Missouri Highway 97 to junction Missouri Highway 32, thence along Missouri Highway 32 to junction U.S. Highway 54, thence along U.S. Highway 54 to junction U.S. Highway 65, thence along U.S. Highway 65 to the Missouri-Iowa State line restricted against the transportation of commodities, the transportation of which, because of size or weight, requires the use of special equipment or special handling and restricted against the transportation of those commodities described in Mercer Extension-Oil Field Commodities, 74 M.C.C. 459. The purpose of this filing is to eliminate the gateways of points in South Dakota, Nassau, Minn., and Des Moines, Iowa.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-9424 Filed 4-9-75;8:45 am]

[Notice No. 28]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

APRIL 4, 1975.

The following applications (except as otherwise specifically noted, each applicant (on applications filed after March 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application), are governed by special rule 1100.247[1] of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission wtihin 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and on or before June 9, 1975, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after April 10, 1975, except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

No. MC 200 (Sub-No. 271), filed March 3, 1975. Applicant: RISS INTERANTIONAL CORPORATION, 903 Grand Avenue, Kansas City, Mo. 64142. Applicant's representative: Ivan E. Moody, 12th Floor, Temple Building, 903 Grand Avenue, Kansas City, Mo. 64106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of MBPXL Corp., located at or near Plainview and Friona, Tex., to the MBPXL facilities at Wichita, Kans., and Chicago, Ill., restricted to traffic originating at the above-named origin and destined to the above-named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo., or Amarillo, Tex.

No. MC 2366 (Sub-No. 4), filed March 5, 1975. Applicant: WILLIAM CORBITT, INC., 129 Davidson Avenue, Somerset, N.J. 08873. Applicant's representative: S. J. Crane (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refractory products*, from Philadelphia and York, Pa., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Virginia, West Virginia, and Wisconsin.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Harrisburg, Pa., Washington, D.C., or Newark, N.J.

No. MC 2754 (Sub-No. 27), filed March 14, 1975. Applicant: NEUENDORF TRANSPORTATION CO., 121 South Stoughton Rd., Madison, Wis. 53714. Applicant's representative: Joseph E. Ludden, 309 State Bank Bldg., La Crosse, Wis. 54601. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Sweetening compounds* (except no transportation of these commodities in bulk in tank vehicles), serving the plant site and warehouse facilities of Abbott Laboratories at or near North Chicago, Ill., as an off-route point in conjunction with applicant's presently authorized authority, restricted to traffic originating at Vesper, Wis., and destined to the plant site and warehouse facilities of Abbott Laboratories at or near Chicago, Ill.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Madison or Milwaukee, Wis., or Chicago, Ill.

No. MC 2900 (Sub-No. 273), filed March 14, 1975. Applicant: RYDER TRUCK LINES, INC., P.O. Box 2408, Jacksonville, Fla. 32203. Applicant's representative: S. E. Somers, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving De Ridder, La., as an off-route point in connection with applicant's presently authorized regular routes.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Shreveport, or New Orleans, La., or Washington, D.C.

No. MC 10761 (Sub-No. 274), filed March 19, 1975. Applicant: TRANS-AMERICAN FREIGHT LINES, INC., 5650 Foremost Drive SE., Grand Rapids, Mich. 49506. Applicant's representative: L. R. Knapp (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Elevators, conveyors and parts* including *supplies and materials* required for installation of

[1] Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

conveyor system, serving the plantsite of E. I. Du Pont de Nemours and Company located at or near Seaford, Del., as an off-route point in connection with carrier's regular-route operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 17002 (Sub-No. 50), filed March 12, 1975. Applicant: CASE DRIVEWAY, INC., 100 22nd Street, Huntington, W. Va. 25714. Applicant's representative: John M. Friedman, 2930 Putnam Ave., Hurricane, W. Va. 25526. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, between points in Kentucky, on the one hand, and, on the other, points in Illinois, Indiana, Kentucky, Missouri, Ohio, Tennessee, Virginia, and West Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Charleston, W. Va., or Columbus, Ohio.

No. MC 26739 (Sub-No. 84), filed March 18, 1975. Applicant: CROUCH FREIGHT SYSTEMS, INC., P.O. Box 1059, St. Joseph, Mo. 64502. Applicant's representative: Roland Rice, 1111 E Street NW., Suite 618, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plant site and warehouse facilities of Tennant Company at or near Maple Grove, Minn. as an off-route point in connection with carrier's regular route operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 29990 (Sub-No. 11), filed March 3, 1975. Applicant: BADGER LINES, INC., 3109 West Lisbon Ave., Milwaukee, Wis. 53208. Applicant's representative: Richard D. Alexander, 710 North Plankinton Ave., Milwaukee, Wis. 53203. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, in containers, (a) from Milwaukee, Wis., to St. Charles, Mo., and (b) from Peoria, Ill., to Milwaukee, Wis.; and (2) *Empty glass malt beverage containers* from Milwaukee, Wis., to Peoria, Ill., under a continuing contract or contracts with Miller Brewing Co., and Pabst Brewing Co.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Milwaukee, Wis.

No. MC 30887 (Sub-No. 218), filed March 13, 1975. Applicant: SHIPLEY TRANSFER, INC., 1550 E. Patapsco Avenue, P.O. Box 3483, Baltimore, Md. 21225. Applicant's representative: Theodore Polydoroff, 1250 Connecticut Avenue NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Molten polypropylene*, from Longview, Tex., to points in the United States in and east of Minnesota, Iowa, Missouri, Arkansas and Louisiana.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 30844 (Sub-No. 535), filed March 13, 1975. Applicant: KROBLIN REFRIGERATED EXPRESS, INC., 2125 Commercial Street, Waterloo, Iowa 50702. Applicant's representative: Paul Rhodes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Unfrozen foodstuffs* (except in bulk), from Owensboro, Ky., to points in Alabama, Arkansas, Georgia, Illinois, Indiana, Iowa, Kansas, Louisiana, the lower peninsula of Michigan, Minnesota, Mississippi, Missouri, Nebraska, Ohio, Oklahoma, Tennessee, and Wisconsin, restricted to traffic originating at the plantsite of Ragu Foods, Inc. at Owensboro, Ky. and destined to points in the named states.

NOTE.—Common control may be involved. If a hearing is deemd necessary, applicant requests it be held at Washington, D.C.

No. MC 30844 (Sub-No. 536), filed March 12, 1975. Applicant: KROBLIN REFRIGERATED EXPRESS, INC., 2125 Commercial Street, Waterloo, Iowa 50702. Applicant's representative: Paul Rhodes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs, and materials, supplies and equipment*, used by the food processing industry, from Lawton and Mattawan, Mich., to points in North Carolina, South Carolina, Georgia, and Florida, restricted to shipments originating at the warehouses and facilities of Welch Foods, Inc., at the above named origins, and destined to the above named states.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 51146 (Sub-No. 420), filed March 17, 1975. Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, Green Bay, Wis. 54304. Applicant's representative: Neil A. DuJardin, P.O. Box 2298, Green Bay, Wis. 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such merchandise* as is dealt in by discount and variety stores (except foodstuffs, furniture, and commodities in bulk), and (2) *foodstuffs* (except in bulk) *and furniture*, in mixed loads with the commodities in (1) above, from the facilities of U.S. Packing and Shipping Company, Inc., located at Jersey City, N.J., to points in Colorado, Nebraska, Kansas, Missouri, Illinois, Minnesota, Michigan, Indiana, and Ohio, the above authority is restricted to traffic originating at the facilities of U.S. Packing and Shipping Company at Jersey City, N.J., and destined to the above-named destination points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 52657 (Sub-No. 724), filed March 14, 1975. Applicant: ARCO AUTO CARRIERS, INC., 2140 West 79th St., Chicago, Ill. 60620. Applicant's representative: S. J. Zangri (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers, semi-trailers, and trailer chassis* (except trailers, semi-trailers and trailer chassis designed to be drawn by passenger automobiles), *trailer converter dollies*, in initial truckaway and driveaway service, from Pike County, Ohio, to points in the United States, including Alaska, but excluding Hawaii; (2) *trailers, semi-trailers and trailer chassis* (except trailers, semi-trailers and trailer chassis designed to be drawn by passenger automobiles), *and trailer converter dollies*, in secondary truckaway and driveaway service, between Pike County, Ohio, on the one hand, and, on the other, points in Alaska, Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming; (3) *tractors*, in secondary movements, in driveaway service, only when drawing *trailers, semi-trailers and trailer chassis* (except trailers, semi-trailers and trailer chassis designed to be drawn by passenger automobiles), in initial or secondary movements between Pike County, Ohio, on the one hand, and, on the other, points in Alabama, Alaska, Arizona, Arkansas, California, Colorado, Georgia, Idaho, Kansas, Louisiana, Maine, Mississippi, Montana, Nevada, New Hampshire, New Mexico, North Dakota, Oklahoma, Oregon, South Carolina, Tennessee, Texas, Utah, Vermont, Washington, Wyoming, and the District of Columbia; (4) *motor vehicle bodies and containers*, between Pike County, Ohio, on the one hand, and, on the other, points in the United States, including Alaska, but excluding Hawaii; and (5) *materials, supplies, and parts* (except commodities in bulk) used in the manufacture, assembly, or servicing of the commodities described in paragraphs (1), (2), and (4) above, when moving mixed loads with such commodities, between Pike County, Ohio, on the one hand, and, on the other, points in the United States, including Alaska, but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Detroit, Mich.

No. MC 59856 (Sub-No. 62), filed March 14, 1975. Applicant: SALT CREEK FREIGHTWAYS, a corporation, 3333 West Yellowstone Street, Casper, Wyo. 82601. Applicant's representative: John R. Davidson, Room 805, Midland Bank Building, Billings, Mont. 59101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except Classes A and B explosives, commodities in bulk, livestock,

household goods as defined by the Commission, and commodities requiring the use of special equipment), Between Billings, Mont., and Miles City, Mont.: From Billings over Interstate Highway 94 and U.S. Highway 10 to Miles City, and return over the same route, serving the intermediate point of Forsyth, Mont.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Billings or Miles City, Mont.

No. MC 60012 (Sub-No. 93), filed March 10, 1975. Applicant: RIO GRANDE MOTOR WAY, INC., 1400 West 52nd Ave., Denver, Colo. 80221. Applicant's representative: John S. Walker, Jr., 1515 Arapahoe Street, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* requiring the use of special equipment (except commodities in bulk), between Alamosa, Colo., on the one hand, and, on the other, the Four Corners Electric Power Generating Plant located near Fruitland, N. Mex., the San Juan Power Station located near Waterflow, N. Mex., the site of the Western Gasification Company (WESCO) Coal Gasification Plant located near Burnham, N. Mex., and the site of the Burnham Coal Gasification Complex at or near Burnham, N. Mex., restricted to the transportation of shipments having an immediately prior or immediately subsequent movement by rail.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Farmington, Santa Fe or Albuquerque, N. Mex.

No. MC 61016 (Sub-No. 40), filed March 3, 1975. Applicant: PETER PAN BUS LINES, INC., 1776 Main Street, Springfield, Mass. 01103. Applicant's representative: Frank Daniels, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers*, in special round-trip operations during the racing season at Green Mountain Race Track, at Pownal, Vt., beginning and ending at Lee, Lenox, Pittsfield, Lanesborough, New Ashford and Williamstown, Mass., and extending to Green Mountain Race Track, Pownal, Vt.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Pittsfield or Springfield, Mass.

No. MC 61592 (Sub-No. 344), filed March 3, 1975. Applicant: JENKINS TRUCKLINE, INC., P.O. Box 697, R.R. 3, Jeffersonville, Ind. 47130. Applicant's representative: E. A. DeVine, P.O. Box 737, 101 First Avenue, Moline, Ill. 61265. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood products* (except commodities in bulk), from Bradford, Pa., to Memphis, Tenn.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 61592 (Sub-No. 345), filed February 14, 1975. Applicant: JENKINS TRUCK LINE, INC., R.R. 3, Box 697, Jeffersonville, Ind. 47130. Applicant's representative: Donald W. Smith, Suite 2465, One Indiana Square, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Castings, forgings, engines, tractor and engine parts, and agricultural implement parts*, between points in Louisville, Ky., and Rock Island, and East Moline, Ill., restricted to traffic originating at and destined to the plant sites and warehouse facilities used by International Harvester Company.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 76036 (Sub-No. 6), filed March 7, 1975. Applicant: CANADIAN FREIGHTWAYS EASTERN LIMITED, 401 Woodward Avenue, Box 151, Station C, Hamilton, Ontario, Canada L8H–7K7. Applicant's representative: Eugene T. Liipfert, Suite 1100, 1660 L Street NW., Washington D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle: (1) over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), Between the port of entry on the International Boundary line between the United States and Canada located at Port Huron, Mich., and the port of entry on the International Boundary line between the United States and Canada located at Detroit, Mich.: From the port of entry on the International Boundary line between the United States and Canada located at Port Huron, Mich., over Port Huron city streets to junction Interstate Highway 94, thence over Interstate Highway 94 to Detroit, Mich., thence over Detroit city streets to the port of entry on the International Boundary line between the United States and Canada located at Detroit, Mich., and return over the same route, serving Port Huron and Detroit, Mich. as intermediate points; and (2) over irregular routes, transporting *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment): (a) between points in the Detroit, Mich. Commercial Zone; and (b) between points in the Port Huron, Mich. Commercial Zone, restricted in (1) and (2) above to the transportation of traffic originating at or destined to points in Canada.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Detroit, Mich., or Buffalo, N.Y.

No. MC 79065 (Sub-No. 3), filed March 17, 1975. Applicant: R. PAUL McKEEN, R.D. No. 4, Wheeling, W. Va. 26003. Applicant's representative: D. L. Bennett, 129 Edgington Lane, Wheeling, W. Va. 26003. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in truck loads, from Moundsville and Triadelphia, W. Va., to Sciota Village, Delaware County, Ohio.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Pittsburgh, Pa. or Washington, D.C.

No. MC 82063 (Sub-No. 58), filed March 14, 1975. Applicant: KLIPSCH HAULING CO., 119 East Loughborough, St. Louis, Mo. 63111. Applicant's representative: E. Stephen Heisley, Suite 805, 666 Eleventh St. NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitric Acid*, in bulk, in tank vehicles, from Atlas, Mo., to points in Alabama, Illinois, Indiana, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Nebraska, and New Mexico.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, or St. Louis, Mo.

No. MC 87379 (Sub-No. 15), filed March 3, 1975. Applicant: C. H. HOOKER TRUCKING CO., a corporation, 1475 Roanoke Avenue, Uhrichsville, Ohio 44683. Applicant's representative: James W. Muldoon, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay products, and plastic products* (except commodities in bulk), from Junction City, and points in Tuscarawas County, Ohio, to points in Florida, Georgia, North Carolina, South Carolina, and Hawaii.

NOTE.—Applicant holds contract carrier authority in MC 126851 Sub-Nos. 2 and 3, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 93840 (Sub-No. 17), filed March 19, 1975. Applicant: W. W. GLESS, doing business as GLESS BROS., P.O. Box 216, Blue Grass, Iowa 52726. Applicant's representtive: James M. Hodge, 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap iron and scrap steel*, from points in Decatur, Peoria and Rockford, Ill., to Durant, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 95540 (Sub-No. 927), filed March 20, 1975. Applicant: WATKINS MOTOR LINES, INC., 1940 Monroe Drive, P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Jerome F. Marks (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, and *frozen foods* (except commodities in bulk), from points in Fulton, Cobb, Gwinnett, De Kalb and Clayton Counties, Ga.,

to points in Texas, Louisiana, Mississippi, Alabama, Tennessee, Kentucky, West Virginia, Virginia, North Carolina, South Carolina and Florida.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Atlanta, Ga., or Washington, D.C.

No. MC 100666 (Sub-No. 294), filed March 13, 1975. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 3535 NW. 58th, 280 National Foundation Life Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lumber and lumber products:* (a) from points in Arizona, to points in Alabama, Colorado, Mississippi, Oklahoma, Tennessee and Texas; (b) from points in Colorado, to points in Arizona, Missouri and Tennessee; (c) from points in Kansas, Missouri, Oklahoma and Texas, to points in Arizona, Colorado and New Mexico; (d) from points in Arkansas and Tennessee, to points in Colorado; (e) from points in New Mexico, to points in Arizona and Colorado; and (f) between points in Utah and Wyoming, on the one hand, and, on the other, points in Alabama, Arkansas, Kansas, Louisiana, Mississippi, Missouri, Oklahoma, Tennessee and Texas; and (2) *composition board*, between points in Arizona, Colorado, New Mexico, Utah and Wyoming, on the one hand, and, on the other, points in Alabama, Arkansas, Kansas, Louisiana, Mississippi, Missouri, Oklahoma, Tennessee and Texas.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex. or Albuquerque, N. Mex.

No. MC 103051 (Sub-No. 340), filed March 17, 1975. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Ave. North, Nashville, Tenn. 37209. Applicant's representative: Russell E. Stone (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar*, in bulk, in tank vehicles, from Belle Glade, Fla., to points in Alabama, Georgia (except Atlanta, Athens and Savannah, Ga.), South Carolina, North Carolina (except Elkin, Greensboro and Winston-Salem, N.C.), Tennessee and Virginia.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn. or Atlanta, Ga.

No. MC 103051 (Sub-No. 341), filed March 17, 1975. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Ave. North, Nashville, Tenn. 37209. Applicant's representative: Russell E. Stone (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Savannah, Ga., to Richmond, Va., Morristown, Tenn. and Washington, Pa.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn. or Atlanta, Ga.

No. MC 103051 (Sub-No. 342), filed March 17, 1975. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Ave. North, Nashville, Tenn. 37209. Applicant's representative: Russell E. Stone (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Limestone slurry*, in bulk, in tank vehicles, from Tate, Ga., to points in Virginia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Nashville, Tenn., or Atlanta, Ga.

No. MC 103498 (Sub-No. 43), filed March 17, 1975. Applicant: W. D. SMITH TRUCK LINE, INC., P.O. Drawer C, Dequeen, Ark. 71832. Applicant's representative: Bruce J. Kinnee, 1550 Tower Bldg., Little Rock, Ark. 72201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building materials, and materials used in or related to road and bridge construction* (except machinery and commodities in bulk), from Dallas, Tex., to points in Missouri, Arkansas, Louisiana, Mississippi, Tennessee, Oklahoma, and Alabama.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Dallas, Tex., or Little Rock, Ark.

No. MC 104589 (Sub-No. 28), filed March 13, 1975. Applicant: SOUTHERN FREIGHTWAYS, INC., P.O. Box 374, Eustis, Fla. 32726. Applicant's representative: David C. Venable, Suite 805, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Welding equipment, materials and supplies, and electric motors and parts and accessories* for welding equipment, materials and supplies and electric motors, from the plantsites and storage facilities of the Lincoln Electric Company located in Cleveland, Ohio and its Commercial Zone, to points in the United States on and west of a line beginning at the mouth of the Mississippi River to its junction with the Western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the International boundary line between the United States and Canada, and points in Minnesota, Tennessee, Mississippi, Alabama, Georgia and Florida (except Alaska and Hawaii), under a continuing contract or contracts with The Lincoln Electric Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Cleveland, Ohio.

No. MC 104589 (Sub-No. 29), filed March 19, 1975. Applicant: SOUTHERN FREIGHTWAYS, INC., P.O. Box 374, Eustis, Fla. 32726. Applicant's representative: David C. Venable, Suite 805, 666 11th St. NW., Washington, D.C. 20001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Citrus products*, from Winston-Salem, N.C., to points in the United States in and east of Minnesota, Iowa, Missouri, Arkansas, and Louisiana (except North Carolina) under a continuing contract with World Citrus, Inc., a subsidiary of Citrus World.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Tampa or Orlando, Fla.

No. MC 106603 (Sub-No. 139), filed March 20, 1975. Applicant: DIRECT TRANSIT LINES, INC., 200 Colrain St. SW., P.O. Box 8008, Grand Rapids, Mich. 49508. Applicant's representative: Martin J. Leavitt, 22375 Haggerty Road, P.O. Box 400, Northville, Mich. 48167. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay and clay products* (except in bulk), from points in Scott County, Mo., to points in Illinois, Indiana, Iowa, Kentucky, Michigan, Missouri, New York, Ohio, Pennsylvania, Tennessee, West Virginia, and Wisconsin. Note: Applicant holds contract carrier authority in MC-46240 and subs thereunder, therefore dual operations may be involved.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 106674 (Sub-No. 162), filed March 17, 1975. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, Ind. 47977. Applicant's representative: Jerry L. Johnson (same address as applicant). Authority sought to operate a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Railroad ties, wooden mining materials, and lumber*, treated or untreated, from Sutton, W. Va., to points in Illinois, Indiana, Michigan, and Wisconsin, and (2) *fertilizer*, in bulk, in dump vehicles, from Danville, Ill., to points in Warren, Vermilion and Fountain Counties, Ind.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill. or Indianapolis, Ind.

No. MC 107010 (Sub-No. 56), filed March 17, 1975. Applicant: BULK CARRIERS, INC., P.O. Box 423, Auburn, Nebr. 68305. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crushed rock, rock, sand and gravel*, from points in Richardson and Nemaha Counties, Nebr., to points in Kansas and Missouri.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Lincoln, Nebr.

No. MC 107012 (Sub-No. 217), filed March 10, 1975. Applicant. NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Lincoln Hwy. and Meyer Rd., Fort

Wayne, Ind. 46801. Applicant's representative. Michael L. Harvey (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Household appliances*, from the plantsite and storage facilities of Westinghouse Electric Corp., at or near Atlanta, Ga., to points in North Carolina, South Carolina, Florida, Alabama, Tennessee, and Mississippi; and (2) *household appliances*, (except new kitchen equipment), from the plantsite and storage facilities of Westinghouse Electric Corp., at or near Memphis, Tenn., to points in Mississippi, Louisiana, Arkansas, Missouri, Kansas, Oklahoma, Texas and New Mexico.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Atlanta, Ga., or Washington, D.C.

No. MC 107515 (Sub-No. 974), filed March 3, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 30050. Applicant's representative. Alan E. Serby, 3379 Peachtree Road, NE., Suite 375, Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products*, from Ellensburg and Seattle, Wash., to points in Massachusetts, New York, Pennsylvania and the District of Columbia.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash., or San Francisco, Calif.

No. MC 108207 (Sub-No. 414), filed March 10, 1975. Applicant: FROZEN FOOD EXPRESS, INC., 318 Cadiz Street, P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsites and storage facilities of MBPXL Corporation located at or near Wichita, Kans., to points in Arkansas, Oklahoma, Texas, Louisiana, Mississippi, Tennessee, Missouri, Illinois, Indiana, Michigan, Wisconsin, Minnesota, Nebraska, Iowa, New Mexico, Arizona and California, restricted to traffic originating at the above-named origin, and destined to the above-named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Wichita, Kans., or Dallas, Tex.

No. MC 108207 (Sub-No. 415), filed March 17, 1975. Applicant: FROZEN FOOD EXPRESS, INC., 318 Cadiz Street, P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except commodities in bulk), from Hudson, Iowa, to points in Arkansas, Kansas, Louisiana, Mississippi, Missouri, Oklahoma, Texas and Tennessee, restricted to traffic originating at the plant sites and facilities of and used by Land O' Lakes, Inc., and destined to the above named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Minneapolis, Minn., or Dallas, Tex.

No. MC 108207 (Sub-No. 416), filed March 20, 1975. Applicant: FROZEN FOOD EXPRESS, a corporation, P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Resin impregnated broadgoods and rovings, adhesive cements, molding compound, granulated resin, and liquid plastics* (except in bulk), in vehicles equipped with mechanical refrigeration, from points in Illinois, Indiana, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, Oklahoma, Texas, and Wisconsin, to points in California.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 110098 (Sub-No. 150), filed March 20, 1975. Applicant: ZERO REFRIGERATED LINES, 1400 Ackerman Rd., P.O. Box 20380, San Antonio, Tex. 78220. Applicant's representative: T. W. Cothren (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products, and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, and *foodstuffs* (except hides and commodities in bulk), (1) from the plant site and or warehouse facilities utilized by Geo. A. Hormel & Co., at or near Ottumwa, Iowa to points in Arkansas, Louisiana, New Mexico, Oklahoma, and Texas; and (2) from the destination states in part (1) above to the plantsite and or warehouse facilities utilized by Geo. Hormel & Co., at or near Ottumwa, Iowa, restricted in 1 and 2 above to traffic originating at the above-named states and destined to the above-named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either St. Paul, Minn., or Omaha, Nebr.

No. MC 110563 (Sub-No. 154), filed March 10, 1975. Applicant: COLDWAY FOOD EXPRESS, INC., P.O. Box 747, Ohio Building, Sidney, Ohio 45365. Applicant's representative: Joseph M. Scanlan, 111 W. Washington, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bakery products*, from the plantsites and warehouse facilities utilized by Arnold Bakers, Inc., at or near New Haven, Greenwich, and Stamford, Conn., to points in Ohio, Michigan, and Virginia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Hartford, Conn., or New York, N.Y.

No. MC 112304 (Sub-No. 96) (Correction), filed February 27, 1975, published in the FEDERAL REGISTER issue of March 27, 1975, and republished as corrected this issue. Applicant: ACE DORAN HAULING & RIGGING CO., a Corporation, 1601 Blue Rock Street, Cincinnati, Ohio 45223. Applicant's representative: John D. Herbert (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Road building, earth moving, construction equipment, cranes and attachments, accessories, and parts of such commodities;* and (2) *parts, materials, and supplies* used in the construction of items in (1) above, between the plantsites and warehouse facilities of Grove Manufacturing Company, at on near Shady Grove, Pa., on the one hand, and, on the other, points in the United States including Alaska, but excluding Hawaii.

NOTE.—The purpose of this republication is to indicate the territorial portion of applicant's request for authority which was previously published in error. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Washington, D.C., or Philadelphia, Pa.

No. MC 112304 (Sub-No. 97), filed March 10, 1975. Applicant: ACE DORAN HAULING & RIGGING Co., a Corporation, 1601 Blue Rock Street, Cincinnati, Ohio 45223. Applicant's representative: John D. Herbert (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Industrial storage batteries*, (a) from Kankakee, Ill., to points in the United States, including Alaska but excluding Hawaii; (b) from Fort Smith, Ark., to points in the United States, including Alaska but excluding Hawaii; (2) *lead*, from Herculaneum, Mo., to Fort Smith, Ark.; (3) *lead oxide and litharge*, in containers, from St. Paul, Minn., Joplin, Mo., and Dallas, Tex., to Fort Smith, Ark.; and (4) *scrap batteries* for remelting purposes only, (a) from points in Ohio, Kentucky, Pennsylvania, and Tazewell, Va., to Detroit, Mich.; (b) from points in Kentucky, Pennsylvania, and Tazewell, Va., to Cleveland and Lima, Ohio.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 112593 (Sub-No. 19), filed March 13, 1975. Applicant: SIDNEY W. JOHNSON, doing business as SOUTHWESTERN FILM SERVICE, 6767 Guadalupe Trail NW., Albuquerque, N. Mex. 87107. Applicant's representative: Thomas J. Burke, Jr., 1600 Lincoln Center, 1660 Lincoln Street, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over

irregular routes, transporting: *Newspapers and magazines,* from Denver, Colo., and El Paso, Tex., to Albuquerque and Gallup, N. Mex.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Albuquerque, N. Mex., or Denver, Colo.

No. MC 112801 (Sub-No. 171), filed March 17, 1975. Applicant: TRANSPORT SERVICE CO., a Corporation, 2 Salt Creek Lane, Hinsdale, Ill. 60521. Applicant's representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: (1) *Corn and corn products,* in bulk, from Danville, Ill., to points in the United States (except Alaska and Hawaii); and (2) *soya and soya products,* in bulk, from Danville, Ill., to points in the United States (except Alaska, Hawaii, Indiana, Michigan, and Ohio).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 112822 (Sub-No. 369), filed March 14, 1975. Applicant: BRAY LINES INCORPORATED, 1401 N. Little Street, (P.O. Box 1191), Cushing, Okla. 74023. Applicant's representative: Charles D. Midkiff (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except commodities in bulk), from points in Minnesota and Wisconsin, to points in Arkansas, Missouri, Kansas, Iowa, Oklahoma, Texas, Nebraska, Mississippi, and Louisiana, restricted to traffic originating at the facilities and plantsites used by Land O'Lakes, Inc., and destined to the named destinations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Kansas City, Mo.

No. MC 112822 (Sub-No. 370), filed March 14, 1975. Applicant: BRAY LINES INCORPORATED, 1401 N. Little Street (P.O. Box 1191), Cushing, Okla. 74023. Applicant's representative: Charles D. Midkiff (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except commodities in bulk), from Hudson, Iowa, to points in Arkansas, Missouri, Kansas, Iowa, Oklahoma, Texas, Nebraska, Mississippi, and Louisiana, restricted to traffic originating at the plantsites and facilities used by Land O'Lakes, Inc., and destined to the above named destinations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Kansas City, Mo., or Chicago, Ill.

No. MC 113165 (Sub-No. 8), filed March 13, 1975. Applicant: PENINSULA TRUCK LINES, INC., 6314 7th Ave. South, Seattle, Wash. 98108. Applicant's representative: Gus Vander Pol (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Used household goods,* between points in Clallam, Jefferson, Kitsap, Pierce, Grays Harbor, Mason, and Thurston Counties, Wash., restricted to the transportation of traffic having a prior or subsequent movement beyond said points, in containers, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 113410 (Sub-No. 94), filed March 14, 1975. Applicant: DAHLEN TRANSPORT, INC., 1680 Fourth Avenue, Newport, Minn. 55055. Applicant's representative: Joseph A. Eschenbacher, Jr. (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: (1) *Cotton piece goods and materials and supplies* used in the manufacture and distribution of abrasive cloth and paper, from Minneapolis-St. Paul, Minn., to the plant site and storage facilities of Minnesota Mining and Manufacturing Company at Alexandria, Minn., restricted to traffic having an immediately prior movement by rail; (2) *abrasive cloth and paper,* from the plant site and storage facilities of Minnesota Mining and Manufacturing Company at Alexandria, Minn., to Minneapolis-St. Paul, Minn., restricted to traffic having an immediately subsequent movement by rail; and (3) *general commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between Minneapolis-St. Paul, Minn., and the plant site and storage facilities of Minnesota Mining and Manufacturing Company at Cottage Grove, Minn., restricted to traffic having an immediately prior or subsequent movement by rail.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis or St. Paul, Minn.

No. MC 113651 (Sub-No. 182), filed March 12, 1975. Applicant: INDIANA REFRIGERATOR LINES, INC., 2404 North Broadway, Muncie, Ind. 47303. Applicant's representative: Daniel C. Sullivan, 327 South LaSalle Street, Chicago, Ill. 60604. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles distributed by meat packinghouses,* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, located at or near Crete, Nebr., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to the transportation of traffic originating at the above origin, and destined to the above named destinations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 113843 (Sub-No. 219), filed March 17, 1975. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: William J. Boyd, 600 Enterprise Drive, Suite 222, Oak Brook, Ill. 60521. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Foods, foodstuffs, and food products,* from Portland, Maine, and points in Aroostook County, Maine, to points in Georgia, Florida, Alabama, Mississippi, and Louisiana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Boston, Mass.

No. MC 114211 (Sub-No. 244), filed March 19, 1975. Applicant: WARREN TRANSPORT, INC., 324 Manhard Street, P.O. Box 420, Waterloo, Iowa, 50704. Applicant's representative Kenneth R. Nelson, 327 South La Salle, Chicago, Ill. 60604. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Materials, equipment, and supplies* (except commodities in bulk), used in the manufacture and distribution of road building machinery, contractor's equipment and supplies, self-propelled vehicles (except passenger vehicles or truck tractors), and *attachments and parts* therefor, between the facilities of Schield Bantam, Division Koehring, at or near Waverly, Iowa, and Parsons, Division of Koehring, at or near Newton, Iowa, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Minneapolis, Minn., or Washington, D.C.

No. MC 114273 (Sub-No. 232), filed March 20, 1975. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Robert E. Konchar, Suite 315, Commerce Exchange Bldg., 2720 First Ave. NE., P.O. Box 1943, Cedar Rapids, Iowa 52406. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Corning glassware products, pyrex, corningware, and correlleware,* from Greencastle, Pa., to points in Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 114457 (Sub-No. 226), filed March 19, 1975. Applicant: DART TRANSIT COMPANY, a Corporation, 780 N. Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same address as applicant).

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bakery products*, from the plantsite and facilities of Johnson Biscuit Company located at or near Sioux City, Iowa, and points in Union County, S. Dak., to points in the United States in and east of the western boundaries of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas, restricted to traffic originating at or destined to the named points.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis or St. Paul, Minn., or Sioux City, Iowa.

No. MC 114486 (Sub-No. 31), filed March 18, 1975. Applicant: AUTREY F. JAMES, doing business as JAMES TRUCK LINE, 107 Lelia Street, Texarkana, Tex. 75501. Applicant's representative: John H. Wilbur, 112 West Adams Street, 1700 Barnett Bank Building, Jacksonville, Fla. 32202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Clay and clay products and jointing materials and attendant equipment, materials, and supplies* (except in bulk in tank vehicles) used in the installation thereof, including *compounds* which are manufactured and distributed by manufacturers of clay products, from the plant site of the W. S. Dickey Clay Manufacturing Company at or near Piney Point, Manatee County, Fla., to points in Alabama, Georgia, Arkansas, Kansas, Kentucky, North Carolina, Louisiana, Mississippi, Missouri, Oklahoma, South Carolina, Texas, Tennessee, Virginia, Nebraska, New Mexico, and Arizona, under a continuing contract or contracts with W. S. Dickey Clay Manufacturing Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Tampa or St. Petersburg, Fla.

No. MC 114569 (Sub-No. 117), filed March 14, 1975. Applicant: SHAFFER TRUCKING, INC., P.O. Box 418, New Kingstown, Pa. 17072. Applicant's representative: Stanley C. Geist (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy, confectionery, and related confectionery products and by-products*, from the Port of New York located at or near New York City, N.Y., the Port of Newark located at or near Newark, N.J., and Port Elizabeth located at or near Elizabeth, N.J., to points in Alabama, Arizona, Arkansas, California, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, South Dakota, Tennessee, Texas, Utah, Virginia, Washington, West Virginia, Wisconsin, and Wyoming.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Washington, D.C., or Scranton or Harrisburg, Pa.

No. MC 114569 (Sub-No. 118), filed March 17, 1975. Applicant: SHAFFER TRUCKING, INC. P.O. Box 418, New Kingstown, Pa. 17072. Applicant's representative: Stanley C. Geist (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Motorcycles, recreational vehicles, and machines, accessories, and parts*, (2) *equipment, materials, and supplies* used in the manufacture, distribution, or sale of the commodities in (1) above, between Lincoln, Nebr., on the one hand, and, on the other, points in California, and points in the United States in and east of Wisconsin, Illinois, Kentucky, Tennessee, and Mississippi, and (3) *bicycles, accessories and parts*, from Long Beach and El Segundo, Calif., to points in the United States in and east of Wisconsin, Illinois, Kentucky, Tennessee, and Mississippi.

NOTE—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Lincoln, Nebr., or Omaha, Nebr.

No. MC 114725 (Sub-No. 72), filed March 3, 1975. Applicant: WYNNE TRANSPORT SERVICE, INC., 2606 North 11th Street, Omaha, Nebr. 68110. Applicant's representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid fertilizer solutions and liquid feeds*, in bulk, in tank vehicles, from the plantsite and facilities of NaChurs Plant Food Co., located at or near Red Oak, Iowa, to points in Wisconsin, Illinois, Missouri, Minnesota, Kansas, Nebraska, South Dakota, North Dakota, Colorado, Wyoming, and Montana; and (2) *ingredients* utilized in the manufacture and production of the commodities specified in (1) above, in bulk, from points in Wisconsin, Illinois, Missouri, Minnesota, Kansas, Nebraska, South Dakota, North Dakota, Colorado, Wyoming, and Montana, to the plantsite and facilities of NaChurs Plant Food Co., located at or near Red Oak, Iowa, restricted in (1) and (2) above to traffic originating at the named origins and destined to the named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Omaha, Nebr.

No. MC 114890 (Sub-No. 71), filed March 10, 1975. Applicant: C. E. REYNOLDS TRANSPORT, INC., P.O. Box A, Joplin, Mo. 64801. Applicant's representative: T. M. Brown, 223 Ciudad Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer and liquid fertilizer materials*, in bulk, in tank vehicles, from the plantsite of Agrico Chemical Company located at or near Verdigris, Okla., to points in Arkansas, Kansas, Louisiana, Missouri, and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Tulsa or Oklahoma City, Okla.

No. MC 114969 (Sub-No. 51), filed March 20, 1975. Applicant: PROPANE TRANSPORT, INC., P.O. Box 232, 1734 State Route 131, Milford, Ohio 45150. Applicant's representative: James R. Stiverson, 1396 West Firth Ave., Columbus, Ohio 43212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid corn silage additive and feed supplement*, in bulk, in tank vehicles, from Arcade, N.Y., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia; and (2) *returned or rejected shipments* of the same commodity on return.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Buffalo, N.Y., or Washington, D.C.

No. MC 115003 (Sub-No. 6), filed March 19, 1975. Applicant: RED RIVER TRUCKING COMPANY, a corporation, P.O. Drawer 299, Commerce, Tex. 75248. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand, gravel, crushed stone, aggregate, flexible base, rock, riprap, limestone and agricultural lime*, from points in Atoka and Bryan Counties, Okla., on the one hand, and, on the other, points in Delta, Fannin, Lamar, Red River, Bowie, Franklin, Rockwall, Wood Upshur, Van Zandt, Smith, Gregg, Camp Cass, Harrison, Marion, Morris, Panola, titus, Kaufman, Rains, Hopkins, and Hunt Counties, Tex.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex.

No. MC 115331 (Sub-No. 389), filed March 19, 1975. Applicant: TRUCK TRANSPORT INCORPORATED, 29 Clayton Hills Lane, St. Louis, Mo. 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, Ill. 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lead and lead alloys* (except commodities which because of size or weight require use of special transportation equipment), from Glover, Mo., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 115603 (Sub-No. 12), filed March 14, 1975. Applicant: TURNER BROS. TRUCKING COMPANY, INC., P.O. Box 94626, Oklahoma City, Okla. 73109. Applicant's representative: J. Michael Alexander, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authortiy sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles, aluminum articles, iron and steel tanks, aluminum tanks, and parts, attachments and accessories* for iron and steel tanks and aluminum tanks, between points in Liberty County, Tex., on the

one hand, and, on the other, points in Louisiana, Arkansas, Oklahoma, New Mexico, Kansas, Missouri, and Mississippi.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Birmingham, Ala., or Washington, D.C.

No. MC 116014 (Sub-No. 72), filed March 10, 1975. Applicant: OLIVER TRUCKING COMPANY, INC., P.O. Box 53, Winchester, Ky. 40391. Applicant's representative: Louis J. Amato, P.O. Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Furniture stock*, wooden in the white, *lumber, finished and unfinished wood products, wood chips*, spent, ground, not ground or loose, from Scottsville, Louisville and Monticello, Ky., to points in Nebraska, Colorado, Oklahoma, Texas, and points in the United States in and east of Minnesota, Iowa, Missouri, Arkansas, and Louisiana.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky.

No. MC 116254 (Sub-No. 149), filed March 17, 1975. Applicant: CHEM-HAULERS, INC., P.O. Drawer M, Sheffield, Ala. 35660. Applicant's representative: Walter Harwood, P.O. Box 15214, Nashville, Tenn. 37215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer*, in bulk, in tank vehicles, from Forrest City, Ark. to points in Alabama, Florida, Georgia, Illinois, Kansas, Kentucky, Louisiana, Mississippi, Missouri, North Carolina, Oklahoma, South Carolina, Tennessee, and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Birmingham, Ala., and Memphis or Nashville, Tenn.

No. MC 116763 (Sub-No. 305), filed March 11, 1975. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Applicant's representative: H. M. Richters (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Printed matter, publications, and exempted printed matter* as described by section 203(b)(7) of the Interstate Commerce Commission Act, when transported by the same time and in the same vehicle with printed matter and publications; and (2) *materials and supplies* used in the maintenance and operation of printing plants, between the plantsites and facilities of R. R. Donnelley & Sons Company and/or its subsidiaries at or near Glasgow, Ky., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 116763 (Sub-No. 306), filed March 11, 1975. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Applicant's representative: H. M. Richters (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities* as are produced, used, or distributed by manufacturers and converters of paper and paper products (except in bulk, in tank vehicles), from the facilities of Georgia-Pacific Corporation at or near Muncie, Ind., and Norwood and Cincinnati, Ohio to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, and Texas; and (2) *materials, equipment and supplies* (except in bulk, in tank vehicles), used by manufacturers and converters of paper and paper products from points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, Oklahoma, Tennessee, Texas, and South Carolina, to the facilities of Georgia-Pacific at or near Muncie, Ind., and Norwood, and Cincinnati, Ohio.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill..

No. MC 116763 (Sub-No. 307), filed March 11, 1975. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Applicant's representative: H. M. Richters (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal briquets, fireplace logs, and related items*, from Marion, Ohio, to points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas, restricted to traffic originating at the named origin, and destined to the above states.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 117644 (Sub-No. 41), filed March 7, 1975. Applicant: D & T TRUCKING CO., INC., P.O. Box 2611, New Brighton, Minn. 55112. Applicant's representative: William J. Boyd, 600 Enterprise Drive, Suite 222, Oak Brook, Ill. 60521. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from Hudson, Iowa, to points in Louisiana, Alabama, Mississippi, Tennessee, Georgia, North Carolina, South Carolina, and Florida, under a continuing contract or contracts with Land O' Lakes, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 118039 (Sub-No. 24), filed March 17, 1975. Applicant: MUSTANG TRANSPORTATION, INC., 833 Warner Street SW., Atlanta, Ga. 30310. Applicant's representative: Virgil H. Smith, 1587 Phoenix Boulevard, Suite 12, Atlanta, Ga. 30349. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Baltimore, Md., to points in Georgia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 118130 (Sub-No. 73), filed March 14, 1975. Applicant: SOUTH EASTERN XPRESS, INC., P.O. Box 6985, Fort Worth, Tex. 76115. Applicant's representative: Billy R. Reid, 6108 Sharon Rd., Fort Worth, Tex. 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, and agricultural commodities* otherwise exempt from economic regulations under Section 203(b)(6) of the Act, when transported in mixed loads with bananas, from Long Beach, Calif., to points in Arizona, Colorado, Idaho, Nevada, New Mexico, Oregon, Texas, Utah, and Washington, restricted to the transportation of traffic having a prior movement by water.

erate as a *common carrier*, by motor vehicle, over irregular routes, transport-

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Fort Worth, Tex., or Los Angeles, Calif.

No. MC 119305 (Sub-No. 13), filed March 19, 1975. Applicant: C. ROBERT NATTRESS AND DONALD NATTRESS, a partnership, doing business as B & D TRUCKING SERVICE, 33 West Garfield Avenue, Norwood (Delaware County), Pa. 19074. Applicant's representative: Ralph C. Busser, Jr., 1710 Locust Street, Philadelphia, Pa. 19103. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Edible bakery products*, from Marysville, Pa., to Baltimore, Md., Greenbelt, Md., and the District of Columbia, under a continuing contract or contracts with Specialty Bakers, Inc., Marysville, Pa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Philadelphia or Harrisburg, Pa.

No. MC 119340 (Sub-No. 8), filed March 17, 1975. Applicant: CENTRAL COAST TRUCK SERVICE, INC., P.O. Box AD, Watsonville, Calif. 95076. Applicant's representative: Michael P. Groom, 500 The Swenson Building, 777 No. First Street, San Jose, Calif. 95112. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Ice cream*, in vehicles equipped with mechanical refrigeration, from points in Maricopa, Mojave, Yavapai and Yuma Counties, Ariz., to point in Imperial, Los Angeles, Orange, Riverside, San Bernardino, San Diego, and Ventura Counties, Calif., under a continuing contract or contracts with Safeway Stores, Incorporated.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either San Francisco or Los Angeles, Calif.

No. MC 119619 (Sub-No. 81), filed March 10, 1975. Applicant: DISTIBUTORS SERVICE CO., a corporation, 2000 West 43rd Street, Chicago, Ill. 60609. Applicant's representative: Arthur J. Piken, One Lefrak City Plaza,

Flushing, N.Y. 11368. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products and articles distributed by meat packinghouses*, as described in Sections A & C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles, and hides), from the plantsite and storage facilities of Royal Packing Co., located at or near National Stockyards, National City, Ill., to points in New York, Pennsylvania, Massachusetts, Connecticut, Rhode Island, New Jersey, Maryland, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 119619 (Sub-No. 82), filed March 20, 1975. Applicant: DISTRIBUTORS SERVICE CO., 2000 West 43rd Street, Chicago, Ill. 60609. Applicant's representative: Arthur J. Piken, One Lefrak City Plaza, Flushing, N.Y. 11368. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Denver, Colo., to points in Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Virginia, Vermont, West Virginia, Wisconsin, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 119619 (Sub-No. 83), filed March 20, 1975. Applicant: DISTRIBUTORS SERVICE CO., a corporation, 2000 West 43rd Street, Chicago, Ill. 60609. Applicant's representative: Arthur J. Piken, One Lefrak City Plaza, Flushing, N.Y. 11368. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products*, and articles distributed by meat packinghouses, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsites and facilities of Sterling Colorado Beef Co., located at or near Sterling, Colo., to points in Connecticut, Delaware, Illinois, Indiana, Kentucky, Maryland, Massachusetts, Michigan, New Jersey, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Virginia, West Virginia, Wisconsin, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Sterling or Denver, Colo.

No. MC 119726 (Sub-No. 58), filed March 17, 1975. Applicant: N.A.B. TRUCKING CO., INC., 3220 Bluff Road, Indianapolis, Ind. 46217. Applicant's representative: H. Frederick Heller (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shower bath stalls*, plastic and/or metal, with or without frames or doors, with or without receptors, set up, and plastic and/or metal bath tubs and accessories, *plumbing supplies and accessories* including wooden pallets; (1) from the plant and warehouse facilities of Powers Fiat Corporation at or near Monroe, Ohio to points in Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, and the District of Columbia; (2) from Rosemont and Centralia, Ill., Columbus, and Waterville, Ohio to the plant and warehouse facilities of Powers Fiat Corporation, at or near Plainview, Long Island, N.Y.; (3) from Centralia, Ill., to the plant and warehouse facilities of Powers Fiat Corporation, at or near Monroe, Ohio; and (4) from the plant and warehouse facilities of Powers Fiat Corporation at or near Plainview, Long Island, N.Y., to points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Wisconsin, Illinois, Michigan, Indiana, Ohio, Kentucky, West Virginia, Virginia, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Florida, Pennsylvania, Maryland, Delaware, New Jersey, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Indianapolis, Ind., or Chicago, Ill.

No. MC 119741 (Sub-No. 52), filed March 13, 1975. Applicant: GREEN FIELD TRANSPORT COMPANY, INC., (P.O. Box 1235), 3225 5th Avenue South, Fort Dodge, Iowa 50501. Applicant's representative: Joseph W. Harvey (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from Denison and LeMars, Iowa, to points in Illinois, Kansas, Indiana, Michigan, Minnesota, Wisconsin, Ohio, Nebraska, and Louisville and Covington, Ky.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Omaha, Nebr., or St. Paul, Minn.

No. MC 119767 (Sub-No. 324) (amendment), filed December 9, 1974, and published in the Federal Register issue of January 3, 1975, and republished as amended this issue. Applicant: BEAVER TRANSPORT CO., a corporation, P.O. Box 186, Pleasant Prairie, Wis. 53158. Applicant's representative: David A. Petersen (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and preserved foodstuffs*, in vehicles equipped with mechanical refrigeration, from Ottawa and Columbus Grove, Ohio, to points in North Dakota, South Dakota, Iowa, Minnesota, and Wisconsin.

NOTE.—The purpose of this amendment is to substitute Columbus Grove for Cottage Grove as an origin in the above application. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 119789 (Sub-No. 241), filed March 20, 1975. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, Dallas, Tex. 75222. Applicant's representative: James K. Newbold, Jr., (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coffee*, from Sunbury, Ohio, and Freehold, N.J., to Hazelwood, Mo., Dallas and Houston, Tex., Denver, Colo., Watsonville, Calif., and Milwaukie, Oreg.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y., or Dallas, Tex.

No. MC 123405 (Sub-No. 40), filed March 12, 1975. Applicant: FOOD TRANSPORT, INC., R.D. No. 1, Thomasville, Pa. 17364. Applicant's representative: Christian V. Graf, 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except frozen foods and commodities in bulk): (1) from North East, Pa. and Geneva, Ohio, to the facilities of Heinz U.S.A. Division at Arlington, Tex. and Greenville, S.C.; (2) from Geneva, Ohio, to the facility of Heinz U.S.A. Division at Jacksonville, Fla.; and (3) from the facility of Heinz U.S.A. Division at Greenville, S.C., to the facilities of Heinz U.S.A. Division at Arlington, Tex., Mechanicsburg, Pa., and Harrison, N.J., and points in Florida, restricted in (1) through (3) above to traffic originating at and destined to the above named points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa., or Washington, D.C.

No. MC 123407 (Sub-No. 227), filed March 20, 1975. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Stephen H. Loeb (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap iron, crushed car bodies, and recycleable material* including engines and component parts, from points in South Dakota, North Dakota, Montana, Idaho and Nebraska, to points in Nevada, Utah, California, Washington, Wisconsin, Illinois and Kansas.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 124211 (Sub-No. 262), filed March 17, 1975. Applicant: HILT TRUCK LINE, INC., Post Office Box 988, Downtown Station, Omaha, Nebr. 68101. Applicant's representative: Thomas L. Hilt (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Junk and scrap, metals, metal articles, and metal products*, and *waste materials* (except waste materials in bulk, and except hides, skins and parts thereof): (1) between points in Sarpy County, Nebr., and the facilities of Aaron Ferer and Sons Co. located in Douglas County, Nebr., on the one hand, and, on the other points in Nebraska; and (2) between points in the United States, including ports of entry located on the International Boundary line between the United States and the Republic of Mexico (except Alaska and Hawaii, and except service between points in the United States, on the one hand, and, on the other points in Sarpy County, Nebr., and the facilities of Aaron Ferer and Sons Co. located at Douglas County, Nebr.).

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 125777 (Sub-No. 153), filed March 10, 1975. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Ave., Gary, Ind. 46403. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities* as are usually transported in dump vehicles, from points in Iowa, Missouri, Arkansas, Oklahoma, Kansas, Nebraska, Kentucky, Tennessee, to points in Illinois, Indiana, Kentucky, Tennessee, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Oklahoma, Kansas, Nebraska, North Dakota, South Dakota, Colorado, New Mexico, Arizona, Utah, Wyoming, Montana, Idaho, Nevada, California, Oregon, Washington, restricted to traffic having a prior movement by water in foreign commerce; and (2) from points in Maryland to points in the United States (except Hawaii and Alaska), restricted to traffic having a prior movement by water in foreign commerce.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 125925 (Sub-No. 17), filed March 19, 1975. Applicant: SAM TOWLER, 3359 Bannerwood Drive, Annandale, Va. 22003. Applicant's representative: Frank B. Hand, Jr., P.O. Box 187, Berryville, Va. 22611. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metal and scrap metal alloys*, in dump vehicles, from points in the District of Columbia, to points in Delaware, Ohio and Pennsylvania.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 126276 (Sub-No. 116), filed March 14, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: Albert A. Andrin, 127 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Containers and container ends and closures, and materials and supplies* used in the manufacture and distribution of containers and container closures (except commodities in bulk), from the plantsites of National Can Company at or near Archbold and Zanesville, Ohio, to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with National Can Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 126276 (Sub-No. 118), filed March 17, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Rd., Brookfield, Ill. 60513. Applicant's representative: Albert A. Andrin, 127 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Containers, container ends and closures and materials and supplies* used in the manufacture and distribution of containers and container closures (except commodities in bulk), and *scrap metal*, between the plantsite of American Can Company located at Whitehouse, Ohio, on the one hand, and, on the other, points in the United States (except Indiana, Illinois, Missouri, Wisconsin, Kentucky and West Virginia), under continuing contract with American Can Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 126436 (Sub-No. 6), filed March 17, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 30050. Applicant's representative: Alan E. Serby, 3379 Peachtree Rd. NE., Suite 375, Atlanta, Ga. 30050. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel shot* (except ammunition), from Mishawaka, Ind., to points in Texas, restricted to the transportation service to be performed under a continuing contract or contracts with Wheelabrator Corporation of Mishawaka, Ind.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 128273 (Sub-No. 178), filed March 13, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 S. Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sugar*, in containers and packages, from New Orleans, Gramercy, Houma, Reserve, Mathews and Supreme, La., to points in Mississippi, Alabama, Georgia, South Carolina, North Carolina, Virginia, West Virginia, Michigan, and the Commercial Zones of Chicago, Ill., Louisville, Ky., Memphis, Tenn. and Kansas City and St. Louis, Mo.; and (2) *condiments*, in individual servings when moving in mixed loads with sugar, from New Orleans, Gramercy, Houma, Mathews, Reserve and Supreme, La., to points in Mississippi, Alabama, Georgia, South Carolina, North Carolina, Virginia, West Virginia, Michigan, Arkansas, Kansas, Missouri, Iowa, Illinois, Indiana, Ohio, Kentucky, and Tennessee.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 128273 (Sub-No. 179), filed March 13, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 S. Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foods and foodstuffs* (except frozen), from points in Oregon and Washington, to points in Montana, Wyoming, Colorado, New Mexico, and points in the United States east of Montana, Wyoming, Colorado and New Mexico, restricted against movement of canned goods from Portland, Salem, West Salem, Dundee and Hood River, Oreg., Vancouver and Seattle, Wash. and points in Yakima County, Wash. to points in Wyoming, Colorado, New Mexico and points in the United States east of Montana, Wyoming, Colorado, and New Mexico.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Seattle, Wash., or Portland, Oreg.

No. MC 128273 (Sub-No. 180), filed March 18, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 S. Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ammonium molybdate, ammonium di-molybdate, ammonium hepta molybdate, ammonium para molybdate, calcium molybdate, chemicals, ferro-molybdenum, molybdenum concentrates, molybdenum dioxide, molybdenum trioxide, molybdic oxide, molybdic oxide briquettes, molysulfide, ores, sodium molybdate* and *materials and supplies* used in production or distribution of the above commodities (except commodities in bulk and commodities which because of size or weight require use of special transportation equipment), between the plant site and storage facilities of AMAX Inc. and its subsidiaries at or near Fort Madison, Iowa, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 128616 (Sub-No. 16), filed March 19, 1975, Applicant: BANKERS DISPATCH CORPORATION, 1106 West 35th St., Chicago, Ill. 60609. Applicant's representative: Warren W. Wallin (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commercial papers, documents, and written instruments* (except coins, currency and negotiable securities) as are used in the conduct and operation of banks and banking institutions, between Goodland, Kans., on the one hand, and, on the other, points in Kit Carson, Cheyenne, and Yuma Counties, Colo., under a continuing contract with The First National Bank and Trust Company.

NOTE.—Applicant holds common carrier authority in MC–114533 and subs thereunder, therefore dual opertions may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Denver, Colo., or Kansas City, Mo.

No. MC 129981 (Sub-No. 4), filed March 7, 1975. Applicant: BRIDGFORD DISTRIBUTING CO., a corporation, One Frozen Food Plaza, Secaucus, N.Y. 07094. Applicant's representative: J. Max Harding, 605 South 14th St., P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen bread dough and frozen bakery products*, from the plantsite and warehouse facilities of Bridgford Foods Corporation at or near Dallas, Tex., to points in Idaho, Montana, Oregon, Washington, and Wyoming; and (2) *materials and supplies* used in the manufacture of frozen bread dough and frozen bakery products, from points in Idaho, Montana, Oregon, Washington and Wyoming, to the plantsite and warehouse facilities of Bridgford Foods Corporation at or near Dallas, Tex., under a continuing contract or contracts with Bridgford Foods Corporation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 133288 (Sub-No. 3), filed March 7, 1975. Applicant: HARTLEY OIL COMPANY, INC., Route 2, South, P.O. Box 398, Ravenswood, W. Va. 26164. Applicant's representative: John M. Friedman, 2930 Putnam Avenue, Hurricane, W. Va. 25526. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Crude rubber*, in bulk, on pallets, and *clay*, in bags, on pallets, from Ravenswood, W. Va., to Spencer, W. Va.; (2) *telephone cable*, on reels, from Ravenswood, W. Va., to points in West Virginia; and (3) *newsprint*, on rolls, from Ravenswood, W. Va., to Ravenswood, Spencer and Wayne, W. Va., restricted to traffic having prior movement by rail and motor carrier, and further restricted to traffic originating at the warehouse facility of the Hartley Oil Company, Inc., located at or near Ravenswood, W. Va.

NOTE.—Common control may be involved. Applicant holds contract carrier authority in MC 138335, therefore dual operations may be involved. NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Charleston, W. Va., or Columbus, Ohio.

No. MC 134029 (Sub-No. 4) (CORRECTION), filed March 10, 1975, and published in the FEDERAL REGISTER issue of April 3, 1975, and republished as corrected this issue. Applicant: SIGEL'S HAULING, INC., R.D. No. 5, P.O. Box 286, Cadiz, Ohio 43907. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, materials, supplies, and equipment* incidental to, or used in the construction, development, operation, and maintenance of facilities for the discovery, development, and production of coal (except commodities in bulk), between points in Monroe, Belmont, Jefferson, Columbiana, Carroll, Harrison, Noble, Guernsey, Tuscarawas, Holmes, Coshocton, and Muskingham Counties, Ohio, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—The purpose of this correction is to indicate that the above counties are located in Ohio. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 134105 (Sub-No. 12), filed March 17, 1975. Applicant: CELERY-VALE TRANSPORT, INC., Route 1, Box 96, Fort Lupton, Colo. 80621. Applicant's representative: Jack H. Blanshan, 29 South LaSalle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana, Mississippi, Oklahoma, Tennessee and Texas, restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 134134 (Sub-No. 17), filed March 17, 1975. Applicant: MAINLINER MOTOR EXPRESS, INC., 2002 Madison St., Omaha, Nebr. 68107. Applicant's representative: Jack H. Blanshan, 29 South LaSalle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., or Omaha, Nebr.

No. MC 134599 (Sub-No. 118), filed March 6, 1975. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, P.O. Box 748, Salt Lake City, Utah 84110. Applicant's representative: Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Equipment, material and supplies* utilized in the manufacture of office equipment (except in bulk, and those commodities which because of size or weight require the use of special equipment or special handling), from points in Tennessee, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, California, Virginia, Missouri, Arkansas, Kansas, Louisiana, Oklahoma, Texas, Colorado, New Mexico, Portland, Oreg., Milford, Conn., North Bergen, N.J. and Baltimore, Md., to the plantsite and facilities of Steelcase, Inc. at Grand Rapids, Mich., under a continuing contract or contracts with Steelcase, Inc.

NOTE.—Applicant holds pending motor common carrier authority in MC–139906, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah, or Lincoln, Nebr.

No. MC 134599 (Sub-No. 120), filed March 17, 1975. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, P.O. Box 81849, Salt Lake City, Utah 84110. Applicant's representative: Richard A. Peterson (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Tires, tubes, rubber products and related articles and materials, and supplies* used in the manufacture thereof (except commodities in bulk or which because of size or weight, require special handling or special equipment), between Neosho, Mo., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), under a continuing contract with Uniroyal, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Salt Lake City, Utah, or Lincoln, Nebr.

No. MC 134922 (Sub-No. 116), filed March 14, 1975. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products and articles distributed by meat packinghouses*, as

described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (in vehicles equipped with mechanical refrigeration), from Tupelo, Miss., to points in California and Washington, restricted against the transportation of hides and commodities in bulk, in tank vehicles.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Memphis, Tenn., or Little Rock, Ark.

No. MC 134978 (Sub-No. 10), filed March 19, 1975. Applicant: C. P. BELUE, doing business as BELUE'S TRUCKING, Route 2, Chesnee, S.C. 29323. Applicant's representative: Mitchell King, Jr., P.O. Box 1628, Greenville, S.C. 29602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum dross*, in bulk, in dump vehicles, from points in Spartanburg County, S.C., to Cleveland, Ohio.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Charlotte, N.C.

No. MC 136816 (Sub-No. 3), filed March 17, 1975. Applicant: THE UNIVERSE COMPANY, INC., 3523 L St., Omaha, Nebr. 68107. Applicant's representative: Jack H. Blanshan, 29 South LaSalle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles distributed by meat packinghouses*, as described in Sections A ond C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Illinois, Indiana, Iowa, Kentucky, Michigan, Missouri, and Ohio, restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Omaha, Nebr.

No. MC 136848 (Sub-No. 7), filed March 10, 1975. Applicant: JAMES BRUCE LEE AND STANLEY LEE, a partnership, doing business as LEE CONTRACT CARRIERS, P.O. Box 48, Old Route 66, Pontiac, Ill. 61764. Applicant's representative: Edward F. Stanula, 77 West Washington St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Pulpboard, fibreboard and leatherboard*, from Madison, Ind., to Bridgewater, Mass.; Milwaukee, Wis.; Franklin, Tenn.; St. Louis and Cape Girardeau, Mo.; and Hanover, Pa.; (2) *offal; hide trimmings or pieces; chrome or leather scrap, ground or not ground; and tannery by-products*, from Milwaukee, Wis.; Boone Terre and Cape Girardeau, Mo.; Hanover, Pa.; Salem, Mass.; and Nashville, Tenn., to Madison, Ind., under a continuing contract or contracts with Robus Products Corporation, Madison, Ind.

NOTE.—If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 136931 (Sub-No. 2), filed March 14, 1975. Applicant: WRIGHT MOTOR FREIGHT, INC., 2520 Lansing Ave., Jackson, Mich. 49202. Applicant's representative: Eugene C. Ewald, 100 West Long Lake Rd., Suite 102, Bloomfield Hills, Mich. 48013. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between points in Jackson County and Hillsdale County, Mich., on the one hand, and, on the other, Willow Run Airport and Detroit Metropolitan Airport; and (2) between points in Jackson County and Hillsdale County, Mich., on the one hand, and, on the other, Reynolds Field, located at Jackson, Mich., restricted to traffic having an immediately prior or immediately subsequent movement by air.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Detroit, Mich.

No. MC 138104 (Sub-No. 24), filed March 14, 1975. Applicant: MOORE TRANSPORTATION CO., INC., 3509 N. Grove, Fort Worth, Tex. 76106. Applicant's representative: Billy M. Keck, (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mineral filler* in bulk, in dump vehicles, from points in Texas, to points in Arkansas and Louisiana.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Fort Worth or Dallas, Tex.

No. MC 138157 (Sub-No. 17), filed March 10, 1975. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., doing business as SOUTHWEST MOTOR FREIGHT, 4284 Mission Boulevard, Pomona, Calif. 91766. Applicant's representative: Patrick Quinn, 605 South 14th St., P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: (1) *Upholstery and carpet tacking rims, strips, adhesives, and hand tools*, from the plantsite and warehouse facilities of Kinkead Industries Incorporated, at Garden Grove, Calif., to points in the United States (except Alaska and Hawaii); and (2) *materials, equipment and supplies*, used in the manufacture, production, and distribution of the commodities named in (1) above (except commodities in bulk), from points in the United States (except Alaska and Hawaii), to the plantsite and warehouse facilities of Kinkead Industries Incorporated, at Garden Grove, Calif.

NOTE.—Applicant holds contract carrier authority in MC 134150 Sub-Nos. 2 and 3, therefore dual operations may be involved. Common control may also be involved. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., or Chicago, Ill.

No. MC 138469 (Sub-No. 13), filed March 10, 1975. Applicant: DONCO CARRIERS, INC., 1001 South Rockwell St., P.O. Box 75354, Oklahoma City, Okla. 73107. Applicant's representative: Wm. L. Peterson, Jr., 401 N. Hudson, Suite 200, P.O. Box 917, Oklahoma City, Okla. 73101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and foodstuffs*, canned, preserved, packaged and in drums, including *dietary foods* (except frozen commodities), from points in California, to points in Arkansas, Illinois, Iowa, Indiana, Kansas, Kentucky, Louisiana, Michigan, Missouri, Nebraska, Ohio, Oklahoma, Tennessee, Texas and Wisconsin.

NOTE.—Applicant holds contract carrier authority in MC 136375, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at San Francisco, Calif., or Oklahoma City, Okla.

No. MC 139192 (Sub-No. 5), filed March 19, 1975. Applicant: JOHN PERRY doing business as JOHN PERRY TRUCKING, 1535 Industrial Ave., San Jose, Calif. 95112. Applicant's representative: Marvin Handler, 100 Pine St., Suite 2550, San Francisco, Calif. 94111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fiberglass parabolic antennae and mounts, parts, accessories, equipment, tools and supplies* necessary or incidental to the construction and maintenance and repair thereof, from the plantsite of Prodelin, Inc., in Santa Clara, Calif., to points in Alabama, Alaska, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Idaho, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Pennsylvania, Rhode Island, South Carolina, South Dakota, Utah, Vermont, Virginia, West Virginia, Wisconsin, and Wyoming, under a continuing contract with Prodelin, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either San Francisco, or San Jose, Calif.

No. MC 139495 (Sub-No. 41), filed March 7, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th St., P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H Street, NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coffee, tea and juices* (except in bulk), from Houston, Tex., to points in Indiana, Illinois, Wisconsin, Iowa, Missouri, Nebraska, Kansas, Oklahoma, Colorado, New Mexico, Arizona, Utah, Nevada, California, Montana, Idaho, Oregon, Washington, Wyoming and Minnesota.

NOTE.—Applicant holds contract carrier authority in MC–133106 and Subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 139495 (Sub-No. 46), filed March 13, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th St., P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H Street, NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Medical care products*, and *materials, equipment and supplies* used in the manufacture or preparation of medical care products: (1) from the facilities of Travenol Laboratories, Inc. located at or near Cleveland, Miss., Kingstree, S.C., North Cove, N.C., Memphis, Tenn., Mountain Home, Ark., Eaton, Ohio, and Hays, Kans., to points in the United States in and west of Minnesota, Iowa, Missouri, Arkansas and Louisiana; and (2) between the facilities of Travenol Laboratories, Inc. located at or near Cleveland, Miss., Eaton, Ohio, Kingstree, S.C., North Cove, N.C., Mountain Home, Ark., Memphis, Tenn. and Hays, Kans.

NOTE.—Applicant holds motor contract carrier authority in MC 133106 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 139495 (Sub-No. 47), filed March 14, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H Street, NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Toys and games*, from the plantsite and storage facilities of the Milton Bradley Company located at or near East Longmeadow, Mass. and Voorheesville, N.Y., to points in Ohio, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Oklahoma, Kansas, Texas, North Dakota, South Dakota, Nebraska, Arkansas, Wyoming, Colorado, New Mexico, Montana, Washington, Oregon, Idaho, California, Nevada, Utah, Arizona and Louisiana.

NOTE.—Applicant holds contract carrier authority in MC 133106 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 139495 (Sub-No. 48), filed March 17, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th St., P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H St. NW., Washington, D.C. 20006: Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Toilet preparations, and related articles*, from the plantsite and facilities of the Mennen Company located at or near Morristown, N.J., to points in North Carolina, Georgia, Florida, Tennessee, Illinois, Indiana, Wisconsin, Minnesota, Iowa, Missouri, Kansas, Texas and Colorado.

NOTE.—Applicant holds motor contract carrier authority in MC–133106 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 139495 (Sub-No. 49), filed March 19, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th St., P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum and aluminum products* (except those which because of size and weight require the use of special equipment), from Lancaster, Pa., to points in Nebraska, Oklahoma, Kansas, Arkansas, Texas, Mississippi, Iowa, and Wyoming.

NOTE.—Applicant holds contract carrier authority in MC–133106 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 139679 (Sub-No. 1), filed March 14, 1975. Applicant: MYRON L. ROSS, doing business as A–1 MOVING & STORAGE CO., 1219 Eraste Landry Rd., Lafayette, La. 70501. Applicant's representative: Myron L. Ross (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, restricted to the transportation of shipments having a prior or subsequent movement, in containers, beyond the points authorized, and further restricted to the performance of pickup and delivery service in connection with the packing, crating, and containerization or unpacking, uncrating and decontainerization of such shipments, from points in Louisiana, to points in Louisiana.

NOTE.—If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 139916 (Sub-No. 2), filed March 3, 1975. Applicant: C & B ENTERPRISES, INC., 1101 N. Broadway, St. Louis, Mo. 63102. Applicant's representative: B. W. La Tourette, Jr., 11 S. Meramec, Suite 1400, Clayton, Mo. 63105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Carpeting*, from Calhoun, Chatsworth, Dalton, Hedges, Rome, Rossville, and Sugar Valley, Ga., and Chattanooga, Tenn., to points in St. Louis, Mo., and points in St. Louis County, Mo., under continuing contracts with Standard Floor Covering, Inc. and Tile Town of St. Louis, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either St. Louis, Jefferson City, or Kansas City, Mo.

No. MC 139923 (Sub-No. 4), filed March 12, 1975. Applicant: MILLER TRUCKING CO., INC., P.O. Drawer "D", Stroud, Okla. 74079. Applicant's representative: Jack H. Blanshan, 29 South La Salle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Arkansas, Arizona, California, Colorado, Idaho, Kansas, Louisiana, Montana, New Mexico, Nevada, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming, restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 140059 (Sub-No. 3), filed March 7, 1975. Applicant: NEVADA DISTRIBUTING CO., INC., 1051 Alden St., P.O. Box 1238, Ely, Nev. 89301. Applicant's representative: John R. Anderson, 1100 Boston Building, Salt Lake City, Utah 84111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Beer, yogurt and other dairy products; yogurt and related dairy products*, from Salt Lake City, Utah, to Denver, Colo., and (2) *Beer*, from Golden, Colo., to Reno, Winnemucca, Ely and Elko, Nev., under a continuing contract or contracts with O. K. Distributing Co., Reno, Nev.; Winneva Distributing Co., Winnemucca, Nev.; and Elko Bottling Co., Elko, Nev.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Salt Lake City, Utah, or Carson City, Nev.

No. MC 140463 (Sub-No. 1), filed March 10, 1975. Applicant: ORREN J. LEE, 2312 Braemer Drive, Sioux Falls, S. Dak. 57105. Applicant's representative: M. Mark Menard, 307 West Fourteenth St., Sioux Falls, S. Dak. 57102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products and supplies*, as described in Group B of Appendix I to the report in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209, between Sioux Falls, S. Dak., and points in Iowa, Nebraska, Minnesota and South Dakota, under a continuing contract or contracts with Terrace Park Dairy.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Sioux Falls, S. Dak. or Sioux City, Iowa.

No. MC 140476 (Sub-No. 2), filed March 17, 1975. Applicant: JAMES BLYTHE AND JULIAN BLYTHE, a partnership, doing business as BLYTHE COMPANY, P.O. Box 6711, North Augusta, S. C. 29841. Applicant's representative: Virgil H. Smith, 1587 Phoenix Boulevard, Suite 12, Atlanta, Ga. 30349. Authority sought to operate as a *common carrier*, by motor vehicle, over

irregular routes, transporting: *Agricultural lime*, in bulk, in dump trucks, from points in Blount, Jefferson and Knox Counties, Tenn., to points in Georgia and South Carolina.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Atlanta or Augusta, Ga.

No. MC 140556 (Correction), filed January 13, 1975, published in the FEDERAL REGISTER issue of March 27, 1975, and republished as reassigned this issue. Applicant: LEO VEST, doing business as L & F WRECKER SERVICE, R.R.D. 1, Buffalo, Mo. 65622. Applicant's representative: Turner White, 1736 East Sunshine, Springfield, Mo. 65804. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Wrecked and disabled motor vehicles*, from points in the United States, to Buffalo, Springfield, and Mt. Vernon, Mo., restricted to a service by wrecker equipment only.

NOTE.—The purpose of this republication is to indicate the correct docket number assigned to this proceeding in MC 140556, in lieu of MC 140550. If a hearing is deemed necessary, applicant requests it be held at either Kansas City or St. Louis, Mo.

No. MC 140559 (Sub-No. 2), filed March 19, 1975. Applicant: PAT ROMERO, doing business as PAT ROMERO FEEDS & SUPPLY, Route 1, Box 307 Commerce, Las Vegas, N. Mex. 87701. Applicant's representative: Edwin E. Piper, Jr., 1115 Sandia Savings Bldg., Albuquerque, N. Mex. 87102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Pre-cut log buildings* (complete, disassembled, or in sections), *Pre-cut logs and log building materials, and accessories, parts, supplies, and other materials* used in the erection, construction, or completion of such pre-cut log buildings, from the plantsite and facilities of Air-Lock Logs Co., Inc., at or near Las Vegas, N. Mex., to points in Texas, Colorado, Arizona, Utah, Nevada, and California, under a continuing contract with Air-Lock Log Co., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Albuquerque, N. Mex.

No. MC 140569 (Sub-No. 1, filed March 7, 1975. Applicant: ROGERS TRUCKING, INC., P.O. Box 271, Columbia, Ky. 43728. Applicant's representative: Louis J. Amato, P.O. Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Furniture stock*, wooden in the white, *lumber, finished and unfinished wood products, wood chips*, spent, ground, not ground or loose, from Scottsville, Louisville, and Monticello, Ky., to points in Nebraska, Colorado, Oklahoma, Texas, and points in the United States in and east of Minnesota, Iowa, Missouri, Arkansas, and Louisiana.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky.

No. MC 140667 (Sub-No. 4), filed March 20, 1975. Applicant: JOYCE E. HAYNES TRUCKING, INC., 221 Davidson Street, Independence, Mo. 64056. Applicant's representative: Lucy Kennard Bell, Suite 910 Fairfax Building, 101 West Eleventh Street, Kansas City Mo. 64105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are dealt in by retail variety, discount, and drug stores, and wholesale houses serving such stores, and advertising materials, (a) from points in Arkansas, Indiana, Iowa, Illinois, Kansas, Missouri, Ohio, Oklahoma, Texas, and Wisconsin, to the warehouse and plant facilities of Shawnee Evans Company located at or near Lenexa, Kans.; and (b) from the warehouse and plant facilities of Shawnee Evans Company located at or near Lenexa, Kans., to points in Texas, Louisiana, Oklahoma, Ohio, Kentucky, Missouri, Illinois, Indiana, Minnesota, Wisconsin, Nebraska, Iowa, Arkansas, Missippi, and Tennessee, under a continuing contract or contracts with Shawnee Evans Company, of Lenexa, Kans.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo., or Washington, D.C.

No. MC 140683 (Sub-No. 1), filed February 26, 1975. Applicant: SHAW AND SONS EXCAVATING AND HAULING, INC., 500 Bennington Road, Kansas City, Mo. 64125. Applicant's representative: Lucy Kennard Bell, 910 Fairfax Bldg., 101 W. 11th Street, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron or steel flue dust*, from Kansas City, Mo., to Humboldt, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 140720 (Sub-No. 2), filed March 12, 1975. Applicant: FORD PARCEL SERVICE, INC., 2644 Michigan, St. Louis, Mo. 63118. Applicant's representative: B. W. LaTourette, Jr., 11 S. Meramec, Suite 1400, St. Louis, Mo. 63105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Retail and catalog merchandise, household appliances, new household furniture and household furnishings, musical instruments, plumbing and heating equipment, fixtures, accessories and supplies, office equipment, building and remodeling equipment, accessories and supplies, and other retail and catalog deliveries*, between St. Louis, Mo., points in St. Louis County, Mo., and points in St. Clair, Madison, and Monroe Counties, Ill., under contract with Sears, Roebuck & Company.

NOTE.—If a hearing is deemed necessary, applicatn requests it be held at either St. Louis or Kansas City, Mo., or Springfield, Ill.

No. MC 140752 (Sub-No. 1), filed March 14, 1975. Applicant: LINCOLN AUTOMOTIVE LEASING CORP., 1080 West Side Avenue, Jersey City, N.J. 07306. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Balsa, plywood and products thereof*, in bundles and in containers and empty containers, between Piers in New York, N.Y., harbor as defined by the Commission, on the one hand, and, on the other, points in Northvale, N.J., Central Valley, and Haverstraw, N.Y., restricted to shipments having prior or subsequent movement by water.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either New York, N.Y., or Washington, D.C.

No. MC 140756, filed March 9, 1975. Applicant: FANN R. McKELVEY, doing business as McKELVEY TRUCKING, 5420 West Missouri, Glendale, Ariz. 85301. Applicant's representative: A. Michael Bernstein, 1327 United Bank Bldg., Phoenix, Ariz. 85012. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Fiberboard containers;* (2) *paper articles;* and (3) *materials, equipment, and supplies*, used in the assembling and handling of containers, between points in California, Arizona, New Mexico, Colorado, Texas, Utah, and Nevada; and (4) *lumber and lumber products*, (a) from points in California, to points in Arizona, New Mexico, and Colorado; (b) from points in Arizona, to points in California; (c) from points in Maricopa County, Ariz., to points in New Mexico, Texas, and Colorado; and (d) from points in Colorado, to points in Arizona and California.

NOTE.—Applicant seeks by this application to convert its Permits in MC 129963 and Sub-No. 2, into a Certificate of Public Convenience and Necessity. If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz., or Los Angeles, Calif.

No. MC 140758, filed March 17, 1975. Applicant: REHAB TRANSPORTATION, INC., 201 Upton Street, Rockville, Md. 20850. Applicant's representative: Chester A. Zyblut, 1522 K St. NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Disabled infirm, handicapped and wheel chair patients and their baggage, and attendants*, in special operations, limited to transportation of not more than 11 passengers in any one vehicle, between Washington, D.C., and Baltimore, Md., on the one hand, and, on the other, points in New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant does not specify a location.

No. MC 140759, filed March 13, 1975. Applicant: CHAVIS VAN & STORAGE OF MYRTLE BEACH, INC., P.O. Box 1616, 802 Seaboard Drive, Myrtle Beach, S.C. 29577. Applicant's representative: Ronald E. Chavis (same address as applicant). Authority sought to operate as

a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in Dillon, Florence, Georgetown, Horry, Marion, and Williamsburg Counties, S.C., and Brunswick, Columbus, and New Hanover Counties, N.C., restricted to the transportation of shipments having a prior or subsequent movement, in containers, beyond the points authorized, and further restricted to the performance of pickup and delivery service in connection with the packing, crating, and containerization or unpacking, uncrating, and decontainerization of such shipments.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Myrtle Beach or Columbia, S.C.

No. MC 140760, filed March 9, 1975. Applicant: HARTLE TRUCKING CO., a Corporation, Main Street, Shippenville, Pa. 16254. Applicant's representative: Jerome Solomon, 3131 United States Steel Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in dump vehicles, from points in Clarion County, Pa., to points in Ashtabula, Lake, Trumbull, Geauga, Mahoning, Portage, and Cuyahoga Counties, Ohio, under contract with Black Gold Coal Corporation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa.

No. MC 140761, filed March 7, 1975. Applicant: COASTAL ENVIRONMENTAL SYSTEMS, INC., 81–83 Broadway Street, P.O. Box 752, Dover, N.H. 03820. Applicant's representative: David T. Parent, 13–B Walnut Street, Rochester, N.H. 03867. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Appliances and furniture* (for home delivery purposes) for Sears, Roebuck & Co., from Dover and Portsmouth, N.H., areas, to points in York County, Maine, under a continuing contract or contracts with Sears Roebuck & Co.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dover, Portsmouth, or Concord, N.H.

No. MC 140762, filed March 18, 1975. Applicant: TRINITY INDUSTRIES TRANSPORTATION, INC., 4001 Irving Boulevard, P.O. Box 10587, Dallas, Tex. 75207. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dallas, Tex. 75224. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles, cylinders, and commodities* the transportation of which, because of size or weight, require the use of special equipment and material handling equipment, between Beardstown, Ill., Tulsa and Enid, Okla., New London, Minn., Rocky Mount, N.C., Lincoln, Nebr., Jacksonville, Fla., West Memphis, Ark., Montgomery, Ala., Madisonville, New Orleans, and Shreveport, La., Fort Worth, Denton, Navasota, Dallas, Tyler, Longview, Lubbock, Houston, and San Antonio, Tex., on the one hand, and, on the other, points in the United States including Alaska, but excluding Hawaii; (2) *trailer mounted equipment, and construction machinery, equipment, materials, supplies and parts*, between points in Arkansas, Alabama, Louisiana, Mississippi, New Mexico, Oklahoma, and Texas, restricted to traffic under a continuing contract or contracts with Trinity Industries, Inc., Hackney Iron and Steel Co., Mosher Steel Company, Mosher Steel Co. of Louisiana, Inc., Equitable Equipment Company, Inc., Gamble's, Inc., and Gorbett Bros., Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 140763, filed March 6, 1975. Applicant: ONEIDA-COLUMBUS EXPRESS COMPANY, a Corporation, P.O. Box 356, Oneida, Tenn. 37841. Applicant's representative: Marshall Kragen, Suite 805, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are manufactured, processed, or dealt in by manufacturers of rubber or rubber products, and *supplies* incident to the conduct of such business (except commodities in bulk), between the plantsite of the B. F. Goodrich Company at Oneida, Tenn., and the warehouse sites of the B. F. Goodrich Company at Columbus, Ohio, under a continuing contract or contracts with the B. F. Goodrich Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Knoxville or Nashville, Tenn.

No. MC 140764, filed March 17, 1975. Applicant: RICHARD EVERETT, doing business as IRONSIDES MEDICAL TRANSPORTATION COMPANY, 8510 Dixon Ave., Silver Spring, Md. 20910. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Disabled, infirm, handicapped and wheelchair patients and their baggage and attendants*, in special and charter operations, limited to transportation of not more than 11 passengers in any one vehicle, between Washington, D.C., and Baltimore, Md., on the one hand, and, on the other, points in New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant does not specify a location.

No. MC 140765, filed March 13, 1975. Applicant: LINDEN INDUSTRIAL SERVICE, INC., Box 6366, 2305 20th Avenue, Rockford, Ill. 61105. Applicant's representative: David H. Armstrong, 10 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Heavy machinery and parts*, restricted to such machinery and parts that are disassembled, assembled, loaded and unloaded by the carrier, between Winnebago County, Ill., and Rock, Jefferson, Walworth, and Green Counties, Wis.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill., or Madison, Wis.

No. MC 140766, filed March 13, 1975. Applicant: GULF COAST PRE-MIX TRUCKING, INC., 1700 S.E. Evangeline Thruway, Lafayette, La. 70501. Applicant's representative: Francis J. Benezech (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products* in bulk, in tank vehicles, from the Texaco, Inc., plant, at Pt. Arthur, Tex., to points in St. Mary, Iberia, St. Martin, Terrebonne, and Jefferson Parishes, La., restricted to traffic having a prior subsequent movement by water, for the facilities of Texaco, Inc., in inland waters and the Gulf of Mexico, under contract with Texaco, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Baton Rouge or New Orleans, La., or Houston, Tex.

No. MC 140768, filed March 11, 1975. Applicant: AMERICAN TRANSFREIGHT, INC., P.O. Box 499, South Bound Brook, N.J. 08880. Applicant's representative: Herbert Alan Dubin, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Medical care products, and materials, equipment, and supplies*, used in the manufacture or preparation of medical care products, from the facilities of Travenol Laboratories, Inc., located at or near Cleveland, Miss., Kingstree, S.C., North Cove, N.C., Memphis, Tenn., Eaton, Ohio, and Mountain Home, Ark., to points in and east of Minnesota, Iowa, Missouri, Arkansas, and Louisiana; and (2) between the facilities of Travenol Laboratories, Inc., located at or near Cleveland, Miss., Eaton, Ohio, Kingstree, S.C., Mountain Home, Ark., North Cove, N.C., and Memphis, Tenn.

NOTE.—Applicant holds contract carrier authority in MC 134404 and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 140777, filed March 17, 1975. Applicant: SUBURBAN TRUCKING, INC., Route 309, Wilkes-Barre, Pa. 18702. Applicant's representative: John W. Frame, Box 626, 2207 Old Gettysburg Road, Camp Hill, Pa. 17011. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such merchandise* as is dealt in by retail department stores, between Exeter, Pa., on the one hand, and, on the other, points in Connecticut, Delaware, Florida, Georgia, Kentucky, Maryland, Massachusetts, New Jersey, New York, Virginia, and the District of Columbia; and (2) *printed matter, and materials and supplies* used in the manufacture and distribution of printed matter, between West Pittston, Pa., on the one hand, and, on the other, points in Connecticut, Delaware, Florida, Georgia,

Kentucky, Maryland, Massachusetts, New Jersey, New York, Virginia, and the District of Columbia, restricted to a transportation service to be performed under a continuing contract or contracts with Jewelcor, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa.

PASSENGER APPLICATIONS

No. MC 61802 (Sub-No. 11), filed March 10, 1975. Applicant: THE COLONIAL TRANSIT COMPANY, INCORPORATED, P.O. Box 508, Fredericksburg, Va. 22401. Applicant's representative: L. C. Major, Jr., Suite 400, Overlook Office Building, 6121 Lincolnia Road, Alexandria, Va. 22312. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, Between Lake of the Woods, Va., and the District of Columbia: From Lake of the Woods, over Virginia Highway 3 to its junction with Interstate Highway 95, thence over Interstate Highway 95 to the District of Columbia and return over the same route, serving all intermediate points on Virginia Highway 3 between Lake of the Woods and the junction of Virginia Highway 3 with County Highway 734 (Green Gate Road), at a point approximately .6 of a mile west of the junction of Virginia Highway 3 with Interstate Highway 95.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 140113 (Sub-No. 4), filed March 13, 1975. Applicant: MAPLEWOOD EQUIPMENT COMPANY, a Corporation, 419 Anderson Avenue, Fairview, N.J. 07022. Applicant's representative: Edward F. Bowes, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, between Cliffside Park, N.J., and West New York, N.J.: From the junction of Edgewater Road, Gorge Road, and Palisades Avenue at Cliffside Park, N.J., over Palisades Avenue to junction John F. Kennedy Boulevard East and Woodcliff Avenue, thence over John F. Kennedy Boulevard East to junction Hillside Road at West New York, N.J., and return over the same route, as an alternate route for operating convenience only, serving no intermediate points, but serving the junction of Hillside Road and John F. Kennedy Boulevard East for joinder purposes only.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 140749 (Sub-No. 1), filed March 13, 1975. Applicant: SEA ISLAND SERVICES, INC., P.O. Box 277, Sea Island, Ga. 31561. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, Jacksonville, Fla. 32207. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, between Sea Island, Ga., on the one hand, and, on the other, Jacksonville, Fla., restricted to the transportation of passengers who are hotel guests of Sea Island Company, and cottage owners and cottage renters at Sea Island, Ga.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Sea Island, Ga.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary*.

[FR Doc.75-9273 Filed 4-9-75;8:45 am]



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